

JOURNAL OF THE SENATE

Thursday, June 1, 1939

The Senate convened at 10:00 o'clock A. M., pursuant to adjournment on June 1, 1939.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal of May 30, 1939, was dispensed with.

The Journal of May 30, 1939, was corrected as follows:

On page 7, column 2, line 3 from the bottom of the page, strike out the word "following" and insert in lieu thereof the word foregoing."

Also—

On page 11, column 2, strike out the first 21 lines from the top of the page.

Also—

On page 19, column 2, between lines 17 and 18 insert the following:

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading.

Senate Bill No. 823:

A bill to be entitled An Act to authorize the Board of County Commissioners of Manatee County, Florida, to grant franchises in unincorporated communities in said county to persons, firms or corporations applying therefor for the purpose of installing, operating and maintaining a waterworks system of waterworks systems in such unincorporated communities, and providing that said franchises shall be non-exclusive, and providing further that such franchises shall not be granted for a period of exceeding thirty (30) years. And providing further method of the purchase of any such system or systems by such taxing community in the event it should hereafter become incorporated.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

And Senate Bill No. 823, contained in the above report, was certified to the House of Representatives.

Also—

On page 19, column 2, between lines 30 and 31 insert the following: "Senate Joint Resolution No. 57."

And as corrected was approved.

The reading and correction of the Journal of May 31, 1939, was deferred.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 79:

A bill to be entitled An Act to regulate and control the practice of photography, and defining the same and requiring a certificate of registration as a condition precedent to any party practicing photography, and prescribing the terms and conditions upon which certificates may be issued to any party to practice photography in the State of Florida, creating the State Board of photographic examiners, and defining and declaring its powers and duties, prescribing a course of study and requirements, imposing certain fees upon persons applying for certificates to practice photography in Florida, imposing certain annual license fees upon employers

and photographers practicing photography in Florida, and appropriating the proceeds thereof to accomplish the purposes of this Act; and prescribing penalties for the violation of the provisions of this Act and Regulations hereunder.

Senate Bill No. 315:

A bill to be entitled An Act to define and punish the offense of severing from the land of another any timber, tree or trees or any parcel of the realty and the taking and carrying away of same, and to provide the punishment therefor.

Senate Bill No. 459:

A bill to be entitled An Act creating the elective office of County Attorney in and for Alachua County, Florida, fixing the term of said office and the method of filling same, prescribing the duties of said County Attorney and fixing and prescribing his compensation therefor.

Senate Bill No. 606:

A bill to be entitled An Act requiring all counties in the State of Florida having according to the last preceding State or Federal census a population of not less than 53,000 and of not more than 57,000 to provide medical treatment at county expense to indigent residents of such counties who are infected with venereal diseases, and authorizing the expenditure of county funds for such treatment, and authorizing the levy of ad valorem taxes to defray the expenses thereof, and providing that no such treatment shall be given to residents of any municipality situated in any such county required by law to provide such free medical treatment.

Senate Bill No. 812:

A bill to be entitled An Act establishing and creating a marine biological reservation in certain area in the waters of Santa Rosa Sound in Escambia County, Florida; describing said area; prohibiting the taking of any living marine organism from said area; providing penalties for the violation thereof; and providing for the time of taking effect of this Act.

Senate Bill No. 842:

A bill to be entitled An Act to prohibit the taking of fish, with certain nets, from the inland salt waters located in Flagler County, Florida.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1638:

A bill to be entitled An Act affecting the government of the City of Jacksonville and creating the office of Municipal Registration Officer; providing for his appointment, compensation and duties, and providing for the registration of the qualified electors of said city and amending the charter of the City of Jacksonville so as to comply herewith.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

The bill contained in the above report was thereupon duly signed by the President and Secretary of the Senate in open

session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Savage, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following bill and recommends that the same do pass:

House Bill No. 78:

A bill to be entitled An Act providing for a re-registration of all voters for all elections to be held in the year 1940 and subsequent general election years thereafter, in Counties of this State having a population of more than 100,000 and less than 180,000 according to the last State census, and providing for re-registration for general elections in the office of the Supervisor of Registration only, and providing for the time of opening and closing the primary and general election registration books, and providing for the number of general election registration books required and their designation, and providing that it be not necessary to publish a list of the registered and qualified electors; and providing for the identification of applicants for registration when deemed necessary, and providing for the County Commissioners to alter, change and create new election districts with the co-operation of the supervisor of registration, and providing for a chief deputy in the office of the Supervisor of Registration and his compensation, and providing for the eligibility of the Supervisor of Registration to be appointed or elected to any other office, and providing for the compensation of the Supervisor of Registration.

And House Bill No. 78, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 849:

A bill to be entitled An Act authorizing and directing the State Road Department of Florida to convert a certain railroad bridge at McIntyre, Florida, on the Ochlocknee River into a drawbridge and pay the costs therefor as State Highway projects are paid for.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

And Senate Bill No. 849, contained in the above report, was ordered certified to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading.

Senate Bill No. 389:

A bill to be entitled An Act regulating the service of criminal process and the incurring of cost items by law enforcement officers for service of criminal process, beyond the territorial limits of their jurisdiction in misdemeanor cases.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

And Senate Bill No. 389, contained in the above report, was ordered certified to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 817:

A bill to be entitled An Act to provide for the better collection of business taxes, excise taxes, and license taxes by requiring all persons, firms or corporations who offer to sell or who sell commodities, goods, merchandise or services to the State of Florida or any subdivision thereof, or to any County or Municipality in Florida, to pay such taxes before being qualified to bid for or to sell any goods or commodities to such governmental agencies; to provide for the administration of the provisions of this Act; to provide for the enforcement of the provisions of this Act, and penalties for its violation; and to repeal all laws or parts of laws in conflict herewith.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

And Senate Bill No. 817, contained in the above report, was ordered certified to the House of Representatives.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 18:

A bill to be entitled An Act to regulate private employment agencies; setting forth definitions; requiring licenses and fees for such licenses; requiring the filing of bonds; providing the procedure for filing of claims; providing for the form and contents of licenses; providing for revocation and suspension of licenses; requiring schedule of fees to be charged applicants to be posted; prescribing duties of private employment agencies; setting forth penalties for violations and providing for financing and enforcement of the provisions hereof:

Have carefully examined same, and find same correctly engrossed, and return same herewith.

And Senate Bill No. 18, contained in the above report, was referred to Committee on Enrolled Bills.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 168:

A bill to be entitled An Act relating to the purchase, handling, sale and accounting of sales of citrus fruit grown in the State of Florida; to prevent fraud and deception therein; to provide for the licensing and bonding of citrus fruit dealers; to prescribe certain powers and duties of the Citrus Commission and the Commissioner of Agriculture of the State of Florida in the administration and enforcement of this Act; and to prescribe penalties for the violations of the provisions of this Act; and providing certain exceptions from the provisions of this Act.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 805:

A bill to be entitled An Act to create and establish the office of probation and parole officer for the Criminal Court of Record and Court of Crimes, or either or both of all Counties having a population of not less than 165,000, according to the last State census, and in which there is located and in existence a Criminal Court of Record and Court of Crimes or either or both, prescribing his duties; providing for the method of his appointment; providing for his compensation and expenses incident to said office; providing that persons who have pleaded guilty or been convicted in said courts may, in the discretion of the judges of said court or courts as the case may be, be put on probation and sentences suspended, and for all other purposes in connection therewith.

Beg leave to report that the same has this day been presented to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Committee on Enrolled Bills, to whom was referred:

Concurrent Resolution No. 19:

A Concurrent Resolution providing for the continuance of the Committee on the Road Program of Florida in order to permit it to complete the work outlined for its performance pursuant to Senate Concurrent Resolution No. 10, adopted at 1937 Session of the Florida Legislature, prescribing said Committee's membership, powers and duties, and making an appropriation for such continuance.

Concurrent Resolution No. 20:

Endorsing the purposes and accomplishments of the Federal Arts Projects, etc.

Senate Bill No. 78:

A bill to be entitled An Act imposing an additional tax upon gasoline or other like products of petroleum; providing for reports of sales of such commodities to the Comptroller of the State of Florida; providing for the disposition of the moneys derived from such taxes, and the apportionment thereof to the General Revenue Fund of the State, and to the County School Fund; providing that the gasoline inspection laws of the State of Florida shall apply to this act; prohibiting the levy and collection by municipalities and other political subdivisions of gasoline taxes; providing for the enforcement of this Act, and penalties for violation hereof and providing that this Act is an emergency revenue measure and shall be of no force and effect from and after July 1, 1941.

Senate Bill No. 214:

A bill to be entitled An Act permitting companies and corporations authorized and qualified to do an insurance business under the laws relating to sick and funeral benefit insurance who have paid up capital of Fifty thousand (\$50,000.00) dollars to issue or assume on any one life or risk, policies, contracts or agreements, wherein the death benefits may equal but not exceed Five hundred (\$500.00) dollars.

Senate Bill No. 218:

A bill to be entitled requiring companies and corporations doing an insurance business under the sick and funeral benefit laws, to set aside and maintain for the protection of policies issued after the passage of this Act, the same reserve required of life insurance companies for the protection of similar policies, and requiring said companies and corporations to set aside and maintain reserve at the rate of not less than twenty per cent per year until full reserve is set aside to protect policies which are in force at the time this Act takes effect, and providing for annual valuation of policies by Insurance Commissioner.

Senate Bill No. 219:

A bill to be entitled An Act, defining companies and corporations engaged in the business of issuing Life or Annuity Contracts, including combined Life, Health and Accident Contracts, which hold reserves for the fulfillment of its contracts of more than fifty per centum of its total reserve fund or such other reserve as may be required under any law or regulation of the United States of America now or hereafter in force to be Life Insurance Companies.

Senate Bill No. 312:

A bill to be entitled An Act authorizing the use of State prisoners for the improvement, conservation and reforestation of lands owned by the State of Florida; authorizing the trustees of the Internal Improvement Fund and the Board of Commissioners of State Institutions to enter into such arrangements as may be deemed advisable in relation thereto.

Senate Bill No. 445:

A bill to be entitled An Act authorizing autopsies on deceased patients of the Florida State Hospital and prescribing the conditions on which such autopsies may be held and performed.

Senate Bill No. 603:

A bill to be entitled An Act making an appropriation for a portion of the cost of constructing certain buildings and additions at the Florida State Hospital at Chattahoochee, Florida, to supplement a Federal grant of a portion of the amount necessary to construct said buildings and additions.

Senate Bill No. 693:

A bill to be entitled An Act making an appropriation to be used as sponsor's contribution to match Federal funds for the construction of buildings at the Florida School for the Deaf and the Blind.

Senate Bill No. 787:

A bill to be entitled An Act to amend Section 697 of the Revised General Statutes of Florida, 1920, (Section 897, C. G. L.) as amended by Chapter 18312, Acts of 1937, relating to the exemption of property from taxation, and matters in relation thereto.

Senate Bill No. 846:

A bill to be entitled An Act to amend Section 13 of Chapter 16981, Laws of Florida, Acts of 1935 as amended by Chapter 17729, Laws of Florida, Acts of 1937, entitled "An

Act to confer certain powers upon the State Board of Control including the powers to purchase, lease, construct, better and equip buildings for and to make other improvements to institutions under its jurisdiction, and for such purpose and upon certain conditions to borrow money and accept grants from any federal agency; to provide for the re-payment of such loans from the proceeds of the projects constructed with the money borrowed, and to provide for the issuance of revenue certificates for the re-payment of the money borrowed, and protecting the State of Florida against the incurring of indebtedness in such manner inconsistent with the Constitution of Florida and conferring upon said Board of Control and Members thereof the powers to carry out the provisions of this Act; and to provide for the repeal of all laws inconsistent herewith" by extending the times allowed for borrowing money and issuing revenue certificates to December 31, 1941.

Senate Bill No. 941:

A bill to be entitled An Act authorizing the County Board of Public Instruction in Counties having a population of not less than 100,000 and not more than 170,000 according to the last preceding State or Federal census, to enter into agreements for group insurance for the teachers of their respective counties, and providing for contributions by said Boards of Public Instruction to the premiums, and providing for the said boards to enter into such agreements and to do and perform all things necessary in carrying out such a plan of group insurance only when a majority of the teachers of such county may vote in favor of such plan.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Memorial No. 12:

A Memorial to Congress requesting that the Congress of the United States pass H. R. Bill No. 1965 which would allow Federal matching dollar for dollar under the Social Security Act for the aid to dependent children program in place of the present one-third Federal to two-thirds State.

House Bill No. 534:

A bill to be entitled An Act relating to the harbor master of the Port of Panama City, providing for his nomination and appointment, term of office and removal from office, prescribing his bond, prescribing his powers and duties, providing for his appointment of deputies and providing for his fees and the manner of their collection.

House Bill No. 842:

A bill to be entitled An Act to amend Sections 3, 4, 7, 8, 14, 15, 16, 19, 32 and 34, and Section 39, amended, and Section 41, of Chapter 15356, Laws of Florida, 1931, entitled: "An Act to detach certain territory from the territory of the City of Jacksonville Beach, as defined by Chapter 10719, Laws of Florida, 1925, and to create and establish in and for the territory so detached, and other territory, as in this Act defined, a municipality to be known as the Town of Neptune Beach; to provide for its government, and to define its jurisdiction and powers," which said sections relate to the powers and jurisdiction of said town; its government; election of Mayor and Councilmen and fixing dates therefor; the terms of office of its officials; the powers and jurisdiction of the Town Council; the passage of ordinances by the Town Council; the appointment of employees and appointive officials; the making of public improvements; franchises and franchise elections; and other related matters.

House Bill No. 904:

A bill to be entitled An Act allowing any merchant in the State of Florida to require of any person making application for credit a financial statement showing the amount of property owned or the amount of salary earned by such applicant; making it a misdemeanor for any person to obtain credit by such false statement; and providing for the violation of this Act.

House Bill No. 979:

A bill to be entitled An Act requiring the State Agricul-

tural Marketing Board to establish houses where citrus may be washed, polished and graded for shipment and placing a limitation on the time such houses shall be operated; authorizing the State Agricultural Marketing Board to make rules and regulations to carry out the purpose of this Act; describing the places where said houses shall be located and making appropriations for the purposes of this Act.

House Bill No. 1092:

A bill to be entitled An Act to prohibit the manufacture, sale, disposal, or movement in commerce within the State of Florida, of adulterated or misbranded foods, drugs, devices and cosmetics; prohibiting the false advertisement and guaranteeing of foods, drugs, devices and cosmetics; providing definitions for terms as used in this Act; providing that the Commissioner of Agriculture may obtain injunctions in certain cases; providing penalties for the violation hereof; providing for the detention or embargo of foods, drugs, devices or cosmetics suspected of being in violation of this Act; providing for the destruction of articles of food, drugs, devices and cosmetics in violation of this Act; requiring the various attorneys to prosecute violations of this Act; allowing for minor violations of this Act to be handled without court proceedings; directing the Commissioner of Agriculture to establish definitions and standards of identity, or quality or fill of container and sanitary regulations with reference to manufacture, defining adulterated foods, drugs, devices and cosmetics; providing what constitutes misbranded food, drugs, devices and cosmetics; providing for licenses and permits for food establishments in emergencies; prohibiting the sale of new drugs unless and until such drug has been approved for sale by the Secretary of Agriculture of the United States or by the Commissioner of Agriculture and providing the manner in which the Commissioner shall approve such application for the sale of a new drug within the State of Florida; authorizing the Commissioner to promulgate regulations for the enforcement of this Act; providing for the appointment of inspectors, and for the inspection and analysis of foods, drugs, devices and cosmetics and the establishments where such products are manufactured or stored and for the cost of procuring and analyzing such samples; providing for the publication of the findings under this Act; repealing all laws and parts of laws in conflict with this Act; and for other purposes.

House Bill No. 1107:

A bill to be entitled An Act relating to the administration of estates of decedents, to the probate of wills of persons dying residents of this State after foreign probate, and amending Section 72 of Chapter 16103, Laws of Florida, Acts of 1933, as amended by Section 2 of Chapter 17171, Laws of Florida, Acts of 1935.

House Bill No. 1109:

A bill to be entitled An Act relating to the administration of estates and the probate of wills, prohibiting the probate of estates or wills of persons dying residents of this State in other States or countries prior to the probate thereof in this State, providing that the violation of such prohibition shall constitute a misdemeanor, and fixing the penalty therefor.

House Bill No. 1108:

A bill to be entitled An Act relating to the administration of the estates of decedents, the probate of wills, and the effect thereof, and amending Section 63 of Chapter 16103, Laws of Florida, Acts of 1933.

House Bill No. 1111:

A bill to be entitled An Act amending Section 83, of Chapter 16103, Laws of Florida, Acts of 1933, and prohibiting the appointment of any person not a citizen of the United States of America and a resident of the State of Florida as personal representative of the estate of any decedent, except that such prohibition shall not apply to any heir at law of the estate of any deceased person who died having his domicile in the State of Florida who is a citizen of the United States of America and who resides in any part thereof other than the State of Florida and who has the sole interest or an interest in such an estate equal to or greater than any other heir, legatee or devisee, shall not apply to heirs at law of the estate of any deceased person who died having his domicile in the State of Florida who are citizens of the United States of America and are residents of any part thereof other than the State of Florida and who among themselves or together with one or more residents of the State of Florida own the entire interest in such an estate, when all are appointed and act jointly, shall

not apply to any citizen of the United States of America residing in Florida who is the spouse, father, mother, child, brother or sister of a decedent heretofore or hereafter dying domiciled in Florida, and shall not apply to any person appointed as personal representative prior to the effective date of this Act: Requiring any such non-resident personal representative to appoint a resident agent or attorney for the service of process before issuance of his letters and requiring the institution and maintenance of proceedings for the resignation of any qualified personal representative becoming disqualified to act as such after his appointment; and providing a penalty for any person acting or continuing to act in violation of the foregoing: and repealing all laws and parts of laws in conflict herewith.

House Bill No. 1408:

A bill to be entitled An Act to provide for and authorize the cancellation and release of all State, Hardee County and special district taxes, tax sale certificates and tax deeds issued to and owned by the State of Florida, County of Hardee, or other special taxing districts, all lands owned by Hardee County, the title thereto being vested in certain trustees pursuant to appointment, said lands having been acquired pursuant to and in compliance with the provisions of an Act of the Legislature establishing a Livestock Experimental Station in Hardee County and said lands having been acquired for said purpose, the same being located in Township 35 South, Range 24 East.

House Bill No. 1487:

A bill to be entitled An Act to provide that candidates for members of the Board of County Commissioners in all counties of the State of Florida having a population of not less than 12,150 and not more than 12,200, according to the last preceding Federal census shall be nominated and elected by the voters of such counties at large, and not by districts, and to prescribe where they shall reside.

House Bill No. 1535:

A bill to be entitled An Act relating to Eagle Bay sub-drainage district, a sub-drainage district organized and existing under the Laws of Florida and embracing lands within Okeechobee County; authorizing the issuance of bonds for the purpose of refunding the existing indebtedness of the district and providing procedure therefor; legalizing, ratifying, confirming and validating all taxes and assessments heretofore levied or assessed by or for said district and liens or records of liens representing or evidencing such taxes and assessments; ratifying, confirming, legalizing and validating the outstanding bonded indebtedness, including interest coupons appurtenant to bonds, of said district; providing for the sale or disposition by said district of any right, title or interest which it may acquire in or to any lands within the district in pursuance of foreclosure proceedings where such right, title or interest is represented by certificates of purchase issued by a master in foreclosure proceedings upon such terms and conditions and for such price as the district is authorized by the provisions of the general drainage law to dispose of and sell the lands of the district the fee simple title to which has vested in said district in pursuance of foreclosure proceedings: and, repealing Chapter 16980, Laws of Florida, Acts of 1935, and all laws or parts of laws in conflict with this Act.

House Bill No. 1540:

A bill to be entitled An Act cancelling all taxes and certain tax certificates and directing the Comptroller of the State of Florida, the Treasurer of the State of Florida, and the Board of Commissioners of the Okeechobee Flood Control District, and the Board of Commissioners of the Everglades drainage district, to cancel said certificates and taxes against certain lands in Dade County, Florida, owned by the University of Miami, Inc., an educational institution, and used for school purposes.

House Bill No. 1553:

A bill to be entitled An Act to regulate the business of buying live-stock for resale or slaughter, the business of slaughtering live-stock, and the business of transporting, hauling or driving of such live-stock along the public roads and highways of Santa Rosa County, Florida, for resale or slaughter; to define such dealers, slaughterers and transporters in and of such live-stock; to provide for licensing such dealers or the conduct of such businesses to protect owners or lien holders against theft or wrongful sale or removal of such live-stock; to declare the regulation and

licensing of such business and dealers a legitimate county purpose for the promotion of a live-stock industry in Santa Rosa County, Florida; to authorize the Board of County Commissioners of Santa Rosa County, Florida, to prescribe reasonable rules and regulations for the conduct of such business or businesses; to fix the duties of the Board of County Commissioners of Santa Rosa County, Florida, in connection therewith, and to provide penalties for the violation of this Act.

House Bill No. 1556:

A bill to be entitled An Act ratifying, confirming, validating and legalizing all Acts and proceedings of the City council of the City of Eau Gallie, a municipality located in the County of Brevard, State of Florida, and all Acts and proceedings of all agents, officers and employees of said city in connection with the construction and installation of public improvements heretofore constructed or installed in said City, and the making, approving and confirming of the special assessments authorized under and pursuant to the Legislative enactments granting authority for the construction of said improvements and confirming said special assessments against abutting property.

House Bill No. 1565:

A bill to be entitled An Act making it lawful to take silver mullet from the salt waters of Palm Beach, Broward and Dade Counties, Florida, during the closed season for the taking of mullet, for purposes of bait, propagation or research.

House Bill No. 767:

A bill to be entitled An Act to amend sub-section (a) of Section 4 of Chapter 16774, Acts of 1935, entitled, "An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing for a State Beverage Department, providing penalties for the violation of this Act and repealing existing laws concerning said beverages."

House Bill No. 1364:

A bill to be entitled An Act fixing the compensation of members of the Board of County Commissioners in counties of the State of Florida having a population of not less than Four thousand one hundred and fifty (4,150) and not more than Four thousand two hundred (4,200), according to the last preceding Florida State census; and repealing all laws in conflict herewith.

House Bill No. 1438:

A bill to be entitled An Act providing for the appointment of a deputy constable of the First Justice of the Peace District of Hillsborough County, Florida, and for the appointment of a person to act as bailiff in the Court of the First Justice of the Peace District in and for Hillsborough County, Florida, and prescribing the duties and fixing the compensation of such deputy constable and bailiff.

House Bill No. 1532:

A bill to be entitled An Act to cancel all outstanding State and County certificates of tax sale affecting certain portions of Homestead Park in Dade County, Florida.

House Bill No. 1577:

A bill to be entitled An Act defining newspapers for publication of all legal notices in all counties of the State of Florida having a population of not less than Four thousand, one hundred and fifty (4,150) and not more than Four thousand, two hundred (4,200), according to the State census, 1935, and repealing all laws in conflict herewith.

House Bill No. 1598:

A bill to be entitled An Act relating to Broward County, Florida; and authorizing the Clerk of the Circuit Court on behalf of said county and the taxing districts and units therein to agree to and accept plans of composition and refunding certain bonds issued by the Board of Public Instruction held by said Clerk under Chapter 16252, Acts of 1933; and further authorizing the said Clerk in such behalf to accept refunding bonds.

House Bill No. 1684:

A bill to be entitled An Act to amend Chapter 11298, Laws of Florida, Acts of 1925, being An Act entitled: "An Act relating to the incorporation of the Town of Welaka, fixing its boundaries, conferring on said town all the powers and privi-

leges incident thereto under the Laws of the State of Florida, validating all ordinances heretofore passed by said town, validating all acts of said town and its officers, providing for the assessment of taxes and collection of revenue, providing for public buildings, paving and improving streets and sidewalks and for the maintenance of same, providing for and authorizing the issue and sale of bonds, providing for a town council and other officials for said town, providing methods for the government of said town and conferring other powers and privileges of said town," as said Chapter 6410, of the Laws of Florida, Acts of 1911, is amended by Chapter 6789, Laws of Florida, Acts of 1913, is amended by Chapter 11298, Laws of Florida, Acts of 1925, this Act providing for the abolishment of the elective offices in said town, of Town Treasurer, Town Tax Collector, Town Clerk, Town Marshal, and Town Tax Assessor, and providing for a Town Manager, and providing for the re-registration of all qualified electors within the territorial limits of said town.

House Bill No. 1619:

A bill to be entitled An Act relating to the distribution and expenditure of moneys derived from gasoline taxes placed to the credit of the several counties of the State of Florida having a population of not more than 14,560 and not less than 14,550, according to the last State census, and authorizing the State Board of Administration to return to the Board of County Commissioners of each of said counties, the third cent of the second gas tax for the purpose of building, constructing and maintaining the public roads of said counties which are not being built, constructed or maintained by the State Road Department of the State of Florida; conferring certain powers, authority and duties upon the State Board of Administration with reference thereto; prescribing the duties and powers of the Board of County Commissioners, and the distribution and allocation of funds received under this Act; describing the duties of the Clerk and Auditor of the Board of County Commissioners in connection with the enforcement of this Act.

House Bill No. 1628:

A bill to be entitled An Act to amend Section 1, 8, 11, 12, 25, 27, 28, 30, 31, 35, 36, 37, 41, 64 and 72 and to repeal Section 29 of Chapter 13122, Laws of Florida, 1927, approved May 19th, 1927, entitled "An Act to repeal the present charter of the Town of Naples, Chapter 9846, Acts of 1923, and to create a new charter for said town, define its jurisdiction, boundaries, powers, privileges and immunities, and validating all its assessments and levies heretofore made, and prescribing the general powers to be exercised by said town;" and to amend Section 3 of Chapter 18710, Laws of Florida, 1937, approved June 3, 1937, entitled "An Act to amend Section 2, 6, and 37 of Chapter 13122 of the Laws of Florida, 1927, approved May 19th, A. D. 1927, entitled 'An Act to repeal the present charter of the town of Naples, Chapter 9846, Acts of 1923, and to create a new charter for said town, define its jurisdiction, boundaries, powers, privileges and immunities, and validating all its assessments and levies heretofore made, and prescribing the general powers to be exercised by said town' and to extend the corporate limits of the town of Naples and to delegate certain powers to said municipality and to prescribe regulations governing the issuance of general bonds by said town"; the said amendments to said charter providing for the officers who shall administer the town's affairs and their compensation, election, appointment and terms of office; prescribing the qualifications of voters; providing for the time and holding of elections; providing for the vesting of the Legislative authority in the town council; providing for the removal of town officers and employees and the filling of vacancies; providing for regular and special meetings of council; providing for duties of mayor and appointment of mayor pro tem; providing for a Chief of Police, and prescribing his duties and qualifications; providing for additional policemen and their duties and qualifications; fixing the fiscal year for the town and providing for preparation of a budget; providing regulations and restrictions for borrowing of money; providing for issuance and selling of bonds and procedure for non-resident freeholders to register and vote thereon; providing for completion of assessment roll and equalization board and its duties and powers and for the giving of notice of increase in assessments; providing for the payment of street improvements out of special funds provided therefor; providing for fixing of bonds for officers and liability for failure to collect or report defalcations; and for additional provisions to the charter of the said town of Naples providing for a town manager and his duties, compensation and qualifications; and providing that, regardless of any other

provisions to the contrary contained in said charter, the council shall not undertake any improvement projects in excess of five hundred dollars, temporary repairs excepted, until plans, specifications and method of financing have been passed by the council and public hearing held, after notice by publication and posting, repealing all laws in conflict herewith.

House Bill No. 1624:

A bill to be entitled An Act to provide for the payment by the Board of County Commissioners of Jackson County, Florida, to the incorporated towns and cities of said county, annually, a certain portion of the second gas tax monies which may be hereafter received by Jackson County under the provisions of Chapter 15,659, Acts of 1931, Laws of Florida, and other Acts supplemental and amendatory thereto, and describing a method of distribution of same among the said cities and towns.

House Bill No. 1625:

A bill to be entitled An Act to fix the salary of the Supervisor of Registration for Jackson County, Florida, at the sum of thirty-five dollars per month, and to provide for the payment thereof.

House Bill No. 1634:

A bill to be entitled An Act to delete and exclude certain lands from the Halifax Drainage District, a drainage corporation in Volusia County, Florida, and to fix and determine the southern boundary line of the said Halifax Drainage District, a drainage corporation in Volusia County, Florida, and to relieve all property so deleted and excluded from any and all maintenance tax subsequent to the year 1939; and to provide that the property so deleted and excluded shall not be relieved from the payment of its just proportion of taxes for the purpose of retiring any and all bonds issued and sold while said property was a part of the Halifax Drainage District, a drainage corporation in Volusia County, Florida; and providing for the payment of taxes levied and assessed, with bonds and coupons of the Halifax Drainage District; and providing for the reappraisal of the lands deleted and excluded by this Act, and repealing all laws or parts of laws in conflict herewith.

House Bill No. 1644:

A bill to be entitled An Act to amend Chapter 16311, Laws of Florida, Special Acts of 1933, entitled: "An Act relating to the Town of Atlantic Beach, in Duval County, Florida, providing for the construction of seawalls, authorizing the issuance of bonds for that purpose; authorizing and providing for special assessments against abutting property to pay a portion of the cost of seawalls, or the bonds issued for that purpose, and other matters in connection therewith or relating thereto."

House Bill No. 1645:

A bill to be entitled An Act to amend Sections 28, 31 and 33 of Chapter 13907, Laws of Florida, Acts of 1929, the same being "An Act to fix the territorial limits of the Town of Atlantic Beach, to provide for its government, and prescribe its jurisdiction and powers."

House Bill No. 1647:

A bill to be entitled An Act authorizing the Town of Atlantic Beach, Duval County, Florida, to provide for, and prescribe, zoning regulations; and repealing Chapter 16313, Laws of Florida, Special Acts of 1933, entitled "An Act to provide and authorize the Town of Atlantic Beach, Duval County, Florida, to provide and prescribe zoning regulations."

House Bill No. 1652:

A bill to be entitled An Act to provide for the disposition of funds that may be received by the County of Jefferson, State of Florida, from race track funds, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any acts amendatory or supplementary thereto, or any other race track acts.

House Bill No. 1659:

A bill to be entitled An Act to constitute the City Commission of the City of Green Cove Springs as a Tax Adjustment Board to adjust outstanding and unpaid taxes and special assessment liens, and to validate and confirm tax and lien adjustments made in the past.

House Bill No. 1661:

A bill to be entitled An Act ratifying, confirming, validating and legalizing all Acts and proceedings of the city board of managers of the City of Ormond, Volusia County, Florida, heretofore done and taken in connection with the affairs of said city and ratifying, confirming, validating and legalizing all acts and proceedings of Hubert A. Price, Henry Futch, Fred J. Lewis, W. Harrison Comford and John W. Robinson, as members of the city board of managers of said city, done and taken during their respective terms of office.

House Bill No. 1662:

A bill to be entitled An Act ratifying, confirming, validating and legalizing the assessments, valuations of properties, levies of taxes and sales of tax certificates made by the City of Ormond, Volusia County, Florida, for the years A. D. 1931, 1932, 1933, 1934, 1935, 1936, 1937 and 1938, and authorizing the collection of said taxes in the manner provided by law.

House Bill No. 1663:

A bill to be entitled An Act authorizing the city board of managers of the City of Ormond, Florida, to act as a municipal delinquent tax adjustment board; prescribing its powers, duties and limitations; providing the length of time such board shall stay in existence; providing for a chairman and secretary of said board and authorizing said board to adjust, settle, compromise, satisfy and cancel certain taxes and special assessments.

House Bill No. 1664:

A bill to be entitled An Act to provide for a re-registration of all voters for all elections to be held in the year 1940 and subsequent years thereafter in Counties of this State having a population of not less than 24,000 nor more than 26,750 inhabitants according to last State census; and providing that registration of voters heretofore had in such Counties shall be null and void and of no force and effect after January 1st, A. D. 1940; and providing that Boards of County Commissioners shall furnish proper registration books for re-registration in said Counties; and providing that in such Counties having such number of inhabitants and nominating and electing school board members and County Commissioners at large, Board of County Commissioners shall have the authority to alter or change any election and registration district, voting place, or precinct in such Counties without regard for boundary lines of school board members districts or County Commissioners Districts; and providing for the time to apply for re-registration in such Counties.

House Bill No. 1667:

A bill to be entitled An Act to amend Section 6 of Chapter 8989 of the Laws of Florida, Special Acts of 1921, by striking out the same; and to amend a portion of Sections 17 and 19 of Chapter 8989 of the Laws of Florida, Special Acts of 1921, as amended, relating to the collection of delinquent taxes and to validate and confirm all assessments and assessment rolls for the City of Kissimmee for the years 1921, 1922, 1923, 1924, 1925, 1926, 1927, 1928, 1929, 1930, 1931, 1932, 1933, 1934, 1935, 1936, 1937 and 1938, and proceedings to enforce any liens created thereby.

House Bill No. 1672:

A bill to be entitled An Act to repeal Chapter 18753, Special Acts of 1937, being An Act providing for commercial fishing in Osceola County, Florida; and to authorize commercial fishing in certain waters of Osceola County, Florida; prescribing the size of nets that may be used; prohibiting the taking of certain classes of fish; prohibiting the sale, barter, purchase, exchange or transportation of certain kinds of fish; making it unlawful to take black bass except at certain times and in a certain manner and with certain limitations; providing for the issuance of permits by the Board of County Commissioners authorizing holders thereof to take certain fish for commercial purposes by means of a seine, net, trap or other set device and authorizing the Board of County Commissioners to make rules and regulations regarding the length, depth and dimensions of the same; limiting the number of permits which may be issued and the kind of permit which may be issued with reference to the various lakes in Osceola County, Florida; and providing the numbers of traps or other set devices for said lakes; not exempting permit-holders from the payment of fishing licenses required by law; providing for enforcement of this Act and the penalties for its violation.

House Bill No. 1673:

A bill to be entitled An Act prohibiting and preventing the

shooting or molesting of ducks and coots in Lake Tohopekaliga, north of Paradise Island in Osceola County, Florida.

House Bill No. 1674:

A bill to be entitled An Act allowing all non-residents of the State of Florida, owning property in Osceola County, Florida, whose current taxes have been paid thereon, to have the privilege of hunting in Osceola County, Florida, under the same license as is now available to residents of Osceola County, Florida.

House Bill No. 1680:

A bill to be entitled An Act authorizing the City of Tampa, Florida, to appropriate money for the purpose of refunding any money which it may have collected on license taxes pursuant to Ordinance Number 597-A, adopted on the 7th day of October, 1936, and amended by Ordinance Number 602-A on the 10th day of November, 1936, and pursuant to Ordinance Number 598-A, adopted on the 7th day of October, 1936, and amended by Ordinance Number 603-A, on the 10th day of November, 1936, and pursuant to Ordinance Number 604-A, adopted on the 19th day of November, 1936, which ordinances were adopted to raise money to pay commitment of said City of Tampa to the Works Progress Administration of the United States of America; and authorizing the City of Tampa, Florida, to levy taxes, excise or ad valorem, or both, as may be provided by ordinance, for the purpose of raising such moneys.

House Bill No. 1686:

A bill to be entitled An Act to amend Chapter 10741, Laws of Florida, 1925, as amended, being the charter of the Town of Keystone Heights, Florida; by this amendment authorizing the said town through its Town Council to exempt from town taxes any part or all of the real or personal property, or both, owned or which may hereafter be acquired and owned by Clay Electric Cooperative Association, Inc., a corporation, which is now organized and existing under the Laws of Florida as an agricultural cooperative Association, and its successors; and providing that said exemption may be extended to all regular or special Ad Valorem, Excise, License and Sales taxes, and any and all other taxes, or any part or class thereof now in existence and being levied and assessed or which may hereafter be provided for and then subject to being levied and assessed; and providing further that said authority may be exercised by said town from time to time by ordinance and for such period or periods of time, and to the extent as may from time to time be deemed advisable by said Town Council; repealing acts in conflict and providing for effective date hereof.

House Bill No. 1446:

A bill to be entitled An Act for the cancellation of certain taxes, tax sale certificates and special assessments held and owned by the State of Florida and City of Lake Worth on certain real Estate in the City of Lake Worth, Florida, acquired by the City of Lake Worth for city purposes.

House Bill No. 1688:

A bill to be entitled An Act to amend Section Four of an Act to provide for re-registration of all voters of all elections to be held in the State of Florida in the year 1936, in all counties having a population of not less than 18,500 and not more than 18,800 according to the last preceding Federal census.

House Bill No. 1689:

A bill to be entitled An Act fixing the compensations of Members of the Boards of Public Instruction in all counties of the State of Florida having a population of not less than three thousand four hundred and seventy (3,470) nor more than three thousand four hundred and ninety-five (3,495) according to the last preceding State census.

House Bill No. 1728:

A bill to be entitled An Act providing for a levy by the Board of Commissioners of St. Lucie Inlet District and Port Authority of not to exceed one mill on the dollar on all real and personal property lying within said district for the purpose of paying current operating expenses of said district, including salaries to officers and employees thereof; providing for the repeal of all laws in conflict herewith, and providing for the effective date of this Act.

House Bill No. 1729:

A bill to be entitled An Act to amend Section 78 and Section 79 of Chapter 16,692, Special Acts of 1933, Laws of

Florida, being "An Act to abolish the present municipal government of the City of Stuart in Martin County, Florida, and to create, establish and organize a municipality to be known and designated as the City of Stuart, and to define its territorial boundaries and provide for its government, jurisdiction, powers, franchises and privileges," relating to tax levies for ordinary purposes and special tax levies.

House Bill No. 1735:

A bill to be entitled An Act authorizing the City of Clewiston, Florida, to adjust, settle, compromise or discount all ad valorem taxes against the taxable property in said city for the year 1938 and all prior years thereto.

House Bill No. 1740:

A bill to be entitled An Act providing for the ratification and confirmation of each and every tax settlement made by the City Clerk, Tax Collector, and City Council of the City of Okeechobee, Florida, on tax certificates heretofore issued for non payment of taxes, and delinquent taxes on lands situate in said city.

House Bill No. 1750:

A bill to be entitled An Act providing that one-half of all monies received from the race track taxes, which shall be paid to Calhoun County, Florida, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, and any Acts amendatory thereof or supplementary thereto, shall be paid to the Board of Public Instruction for the County of Calhoun, State of Florida, and requiring the State Comptroller to draw warrants for the same and pay the same over to the said Board of Public Instruction, for the County of Calhoun, State of Florida, and providing for the use of said money by the Board of Public Instruction of said county.

House Bill No. 1752:

A bill to be entitled An Act to amend Chapter 11128 of the Laws of Florida as adopted by the Legislature of the State of Florida in 1925, and being an Act creating and incorporating a special taxing district in St. Lucie County, Florida, to be known and designated as Indian River Mosquito Control District, and for other purposes, by particularly amending Section 8 of said Chapter 11128, Laws of Florida and to thereby fix and limit the amount of special tax levy that the Board of Commissioners of Indian River Mosquito Control District shall be authorized to levy in any one year upon all the real and personal taxable property in said district, to be used solely in carrying out the purposes of said Act; to provide for the method of assessing and levying such tax and the collection of the same; to provide for the borrowing by the Board of Commissioners of Indian River Mosquito Control District in any one tax year of a sum not to exceed eighty per cent of the estimated taxes to be collected on behalf of said Indian River Mosquito Control District within such year; to provide for the evidencing of the indebtedness represented by any money so borrowed and the payment of interest thereon, and to provide for the repayment thereof prior to the borrowing of any further sums in any subsequent year.

House Bill No. 1622:

A bill to be entitled An Act providing for the creation of delinquent tax adjustment boards in Counties having a population of not more than 14,560 and not less than 14,550, according to the State Census of 1935, prescribing the powers and duties of such boards; providing for the creation of delinquent tax adjustment board of appeals and prescribing the powers and duties of such board; providing for the compromise and adjustment of tax sale certificates held by the State under certain conditions; fixing the fees of the clerk in connection with the redemption or assignment of adjusted tax sale certificates and fixing the expiration and duration of said delinquent tax adjustment boards.

House Bill No. 1727:

A bill to be entitled An Act to authorize the Board of Commissioners of Jensen Road and Bridge District in the Counties of St. Lucie and Martin to build a new bridge across the Indian River at the site of, and in lieu of, the existing bridge in the Village of Jensen, or to remodel said existing bridge, or make improvements and additions thereto, and to operate said bridge as a toll bridge; to authorize the issuance of revenue certificates, notes or bonds secured solely by the net revenues derived from the operation of said bridge for money borrowed to pay part of the cost of constructing the same and expenses incidental thereto; to authorize said board to enter into contracts with the Federal government or any agency

thereof, or with any other agency or body, public or private, or with any individual, association of individuals, or corporation, to obtain funds to finance the construction of said bridge; to authorize the making of agreements and covenants relating to the operation and management of said bridge; to authorize the State Road Department to lease said bridge; further to prescribe the powers and duties of said board with respect to the construction and operation of said bridge and the issuance and sale of said revenue certificates, notes or bonds; to repeal all provisions of law in conflict with this Act, and providing that this Act shall not become effective unless approved by a majority of the qualified electors of said district.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 163:

A bill to be entitled An Act to prohibit the canning in the State of Florida of citrus fruit that is unwholesome or decomposed so that it is unfit for canning purposes; and providing the powers and duties of the Florida Citrus Commission with reference thereto; providing for the enforcement of this Act and penalties for the violation thereof.

Senate Bill No. 164:

A bill to be entitled An Act to prohibit canning of any citrus fruit that is immature or otherwise unfit for canning purposes; to provide for the enforcement thereof; and to provide penalties for the violation thereof.

Senate Bill No. 165:

A bill to be entitled An Act to provide for, regulate and control, the use of soaps, oils, waxes, gases, gas forming materials, and other similar compositions and the component parts thereof, on or in the processing of citrus fruits, and fixing penalties for the violation thereof.

Senate Bill No. 167:

A bill to be entitled An Act to define farm vehicles and farm trailers operated in connection therewith; to provide that such farm vehicles and farm trailers shall be exempt from the requirement of registration and the purchase of tags under the motor vehicle laws of this State, when such farm vehicles and/or trailers are operated on farms, groves and orchards and in going to or from headquarters to such farms, groves and orchards.

Senate Bill No. 169:

A bill to be entitled An Act to provide for, regulate, and control, the artificial coloring of certain citrus fruits by the addition of artificial color to the peel thereof, and fixing penalties for the violating thereof.

Senate Bill No. 170:

A bill to be entitled An Act to prohibit the sale or offering for sale, the transportation, and the preparation, receipt or delivery for transportation or market of any citrus fruit that is immature or otherwise unfit for human consumption; to provide for the enforcement thereof; and to provide penalties for the violation thereof.

Senate Bill No. 181:

A bill to be entitled An Act relating to citrus fruit damaged by freezing; providing for the determination of the extent of damage occurring to citrus fruit from freezing temperatures; prescribing conditions under which citrus fruit damaged by freezing shall be deemed unfit for human consumption; providing for issuance of rules and regulations by the Florida Citrus Commission under the provisions of this Act; providing for an embargo on citrus fruit under certain conditions; and providing penalties for violation of the provisions of this Act.

Committee Substitute for Senate Bill No. 194:

A bill to be entitled An Act providing for and prescribing certain additional powers, duties and authority of the Florida Citrus Commission in connection with the processing, packing and marketing of citrus fruit; providing for the promulgation by said commission of regulations to regulate and control methods and practices used in the preparation and processing

of citrus fruit for market; providing for the application of other provisions of law to rules and regulations promulgated hereunder; providing penalties for the violation of this Act and rules and regulations promulgated hereunder; and providing the manner in which the provisions of this Act shall be construed.

Senate Bill No. 412:

A bill to be entitled An Act to prescribe the duties of the Florida Citrus Commission with reference to transportation problems affecting the Florida citrus industry and transportation rates and charges on Florida citrus fruits; to prescribe the duties of the Florida Citrus Commission with reference to the study of standards, quality, grade and maturity of Florida citrus fruits and the cause and effect thereof; to prescribe for expenditures from the Orange Advertising Fund, the Grapefruit Advertising Fund and the Tangerine Advertising Fund for protecting the Florida citrus industry in obtaining and enjoying just, reasonable and otherwise lawful transportation rates and charges; and to conduct the study of standards of quality, grade and maturity of Florida citrus fruits and the cause and effect thereof.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 1637:

A bill to be entitled An Act affecting the government of the City of Jacksonville and providing for the sale of real property for delinquent taxes; providing for the issuance, sale, redemption and foreclosure of tax certificates and issuance of tax deeds.

House Bill No. 1756:

A bill to be entitled An Act affecting the government of the City of Jacksonville by fixing the term of office of the City Councilmen of said city.

House Bill No. 1641:

A bill to be entitled An Act to amend Section 4 of Chapter 16493, Laws of Florida, Acts of 1933, entitled "An Act relating to and affecting the government of the City of Jacksonville, and providing for an annual budget of said city and prescribing its effect, and making provision for the establishment of an improved accounting system."

House Bill No. 1635:

A bill to be entitled An Act providing a supplemental, additional and alternative method of making local improvements in the City of Jacksonville, authorizing and providing for special assessments for the cost thereof, authorizing the issuance of paving certificates for the amounts assessed against abutting property and providing for the manner and method of collecting of such liens and enforcing the collection thereof.

House Bill No. 1638:

A bill to be entitled An Act affecting the government of the City of Jacksonville and creating the office of municipal registration officer; providing for his appointment, compensation and duties, and providing for the registration of the qualified electors of said city and amending the charter of the City of Jacksonville so as to comply herewith.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 55:

A bill to be entitled An Act to amend Section 186 of the probate Act, Chapter 16,103, Laws of Florida, Acts of 1933, by providing also for limitation against estates of non-resident decedents upon terms and conditions.

House Bill No. 1073:

A bill to be entitled An Act to provide for a re-registration of all voters in Nassau County for all elections to be held

in the State of Florida in the year 1940 and subsequent years, and setting forth the duty of the supervisor of registration to immediately open the registration books, and providing for his or her compensation, and making all registrations heretofore had null and void, and authorizing the expenditure of public funds for providing such record books and expenses as may be necessary.

House Bill No. 1479:

A bill to be entitled An Act providing that the provisions of Section 9, Chapter 18296, Laws of Florida, 1937, shall not apply to any lots, tracts or parcels of land in Palm Beach County, Florida, where the county of Palm Beach, any municipal corporation in the County of Palm Beach, or any special taxing unit within the County of Palm Beach now owns or holds a lien for taxes or special assessment, against said lots, tracts or parcels of land, which lien for taxes or special assessment is authorized by law; providing further for a referendum herein.

House Bill No. 1069:

A bill to be entitled An Act to authorize the establishment and operation of private game preserves, or farms in all counties of the State of Florida, having a population of not less than 11650 and not more than 11680 according to the last State census; to regulate disposition of game reared or produced on such private preserve or farm; to provide penalty for the violation of the provisions of this Act; and to repeal all laws in conflict with this Act.

House Bill No. 1627:

A bill to be entitled An Act approving, confirming and validating all compromises, abatements, rebates, refunds, discounts, waivers and adjustments of taxes on real and personal property, assessments and special assessment liens for local improvements, including interest, costs and penalties thereon, levied and assessed upon property in the City of Starke, Florida, heretofore effected, made and allowed by the City Council of the City of Starke Florida, and/or by the officers of the said city in the collection of said taxes, assessments, and special assessment liens; and authorizing and empowering the city council of the City of Starke, Florida, from time to time, by resolution, motion or ordinance, to compromise, abate, refund, rebate, discount, compound, waive, adjust and settle any and all taxes on real and personal property, assessments and special assessment liens for local improvements, including any and all interest, costs and penalties thereon, levied and/or assessed at any time upon property in the City of Starke, Florida; and to repeal all laws conflicting herewith.

House Bill No. 777:

A bill to be entitled An Act fixing the compensation of Members of the County School Boards in counties having a population between fifteen thousand five hundred and thirty (15,530) and fifteen thousand six hundred and thirty (15,630) persons, according to the last preceding State census.

House Bill No. 1666:

A bill to be entitled An Act allowing the use by sportsmen of all kinds of small live fish, except black bass, for use as live bait for the purpose of catching fish.

House Bill No. 1571:

A bill to be entitled An Act providing that the City Clerk of the City of Starke, Florida, shall also be the City Tax Collector, the City Treasurer, and the City Tax Assessor; fixing the term of office of said Clerk at two years beginning with the next general city election; fixing the compensation of said office and repealing all conflicting laws.

House Bill No. 1578:

A bill to be entitled An Act authorizing and empowering the Town of Monticello, Florida, to levy and impose license taxes on wholesalers and others using vehicles for the sale and delivery of tangible personal property, and construing same as being separate places of business, and each subject to license tax.

House Bill 1586:

A bill to be entitled An Act validating, ratifying and confirming certain special tax school district bonds in certain counties in this State; authorizing the sale and issuance thereof and the levy of a sufficient tax for the payment of the principal and interest on such bonds.

House Bill No. 929:

A bill to be entitled An Act to provide for the settlement of delinquent taxes on real property due the City of Chipley, Florida; to defer enforcement of liens for such taxes; to provide for the enforcement of such liens in the event same are not cancelled or satisfied as herein provided; to validate all liens for delinquent taxes due said city and tax assessments of said city for the years 1927 to 1938, both years inclusive; and deferring sale of real property for unpaid taxes due said city for the year 1938 to the first Monday in September, 1939.

House Bill No. 1588:

A bill to be entitled An Act establishing the lines between fresh and salt waters in all counties of the State of Florida having a population of not less than Fourteen thousand five hundred or more than Fourteen thousand six hundred, according to the last Federal census.

House Bill No. 834:

A bill to be entitled An Act amending Chapter 9710, Laws of Florida, Acts of 1923, such Chapter 9701 being entitled: "An Act relating to the revenue of the City of Chipley, Florida, and providing for an annual budget, and granting to said city the power to borrow money and authorizing said city to issue \$20,000.00 of time warrants for the purpose of paying certain indebtedness and for certain improvements and providing for the levy and collection of taxes by said city, and validating the levies made for taxes by said city for the years 1920, 1921 and 1922, and validating the assessment rolls for said years, and providing a method for the collection of taxes for said years," by striking from said Chapter 9701 Section 18 thereof.

House Bill No. 1658:

A bill to be entitled An Act to validate and confirm the assessment and levy of taxes and all interest, attorney's fees, costs, charges, penalties and expenses thereon accruing made by the City of Green Cove Springs, Florida, for the years 1937 and 1938.

House Bill No. 1754:

A bill to be entitled An Act requiring electors in the City of Okeechobee, Florida, to re-register.

House Bill No. 1138:

A bill to be entitled An Act to designate and establish the open season for hunting, taking and killing buck deer in Madison County, Florida.

House Bill No. 1705:

A bill to be entitled An Act affecting the government of the City of Hollywood, Florida, by empowering the City Commission to acquire by the exercise of eminent domain, purchase or gift, or in any lawful manner, such property within or without the City of Hollywood, that the city may deem necessary for the purpose of carrying into effect any of the powers granted to the City of Hollywood under its charter.

House Bill No. 1703:

A bill to be entitled An Act affecting the government of the City of Hollywood, Florida, by authorizing and empowering the City of Hollywood, Florida, to acquire real estate by purchase, gift, devise, condemnation or otherwise located within or without the territorial limits of said city for the purpose of giving, granting or conveying the same to the United States of America or to the State of Florida, or any lawful agency thereof, under such conditions as may be deemed by the City Commission of said city to be beneficial or to the best interests of said city.

House Bill No. 1712:

A bill to be entitled An Act granting to the City Commission of the City of Hollywood, a municipal corporation of Florida, the power and authority to levy and assess occupational license taxes upon businesses, privileges, occupations and professions, carried on or engaged in within the corporate limits of said city; and granting to said City Commission the power and authority to classify and define such businesses, privileges, occupations and professions for the purpose of such license taxes, and the classification and definition, and the amount thereof, shall not be dependent upon, affected, altered or modified by any General State Statutes.

House Bill No. 1463:

A bill to be entitled An Act to amend Chapter 10847 of the Laws of Florida approved May 9, 1925, entitled: "An Act to amend and re-enact the Charter of the City of Miami in the

County of Dade, and to fix the boundaries and provide for the government, powers and privileges of said city and means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances; and to ratify certain Acts and proceedings of the commission and of the officers of the City," as amended by subsequent legislation by granting and conferring additional powers to the City of Miami to acquire, establish and construct within or without the city limits landing fields and airports, and to issue bonds in accordance with provisions of Section 58 of the Charter of the City of Miami to pay the cost of such landing fields and airports, buildings, improvements and equipments; and authority to enter into contracts, agreements with the Federal government, or the Board of County Commissioners of Dade County, Florida, or other public or private agencies in matters relating to such landing field and airports; to grant, deed or dedicate lands to the Federal government, State or Board of County Commissioners of Dade County, with or without consideration so long as same is used for Federal, State or County purposes; providing such authority vested in the City of Miami by this Act to be supplemented and additional to authority now or hereafter vested in the City of Miami.

House Bill No. 1616:

A bill to be entitled An Act to amend Chapter 15302, Special Laws of Florida, Acts of 1931, being an Act relating to and concerning the Town of Lantana, in Palm Beach County, Florida, by giving the town council power to carry into effect all powers conferred by the charter or the General Laws of the State, and providing penalties for their violation; by particularly making applicable to the town all General Laws of the State applicable to municipal corporations; by providing for the sale by the town council of real property owned or held by the town in its proprietary capacity; by providing for the assignment by the town council of any bid for real estate made by the town upon a sale under foreclosure; providing for a referendum herein.

House Bill No. 1572:

A bill to be entitled An Act to fix the term of office of the Chief of Police of the City of Starke, Florida, and to repeal all laws in conflict herewith.

House Bill No. 1512:

A bill to be entitled An Act to fix and prescribe the trial jurisdiction of Justices of the Peace in counties having a population of not less than Seventeen thousand one hundred (17,100) and not more than Eighteen thousand four hundred (18,400), according to the State census of 1935 to try and determine misdemeanors in their respective districts.

House Bill No. 1621:

A bill to be entitled An Act providing that there shall be no closed season for fishing with hook and line in the waters of Hendry County, Florida.

House Bill No. 1691:

A bill to be entitled An Act providing for the cancellation of all General School Bonds and Special School District Bonds or other evidences of indebtedness issued by the Board of Public Instruction of Okeechobee County, Florida, and accepted by the Clerk of Circuit Court of Okeechobee County, Florida, in payment of taxes.

House Bill No. 1376:

A bill to be entitled An Act to prescribe the powers and duties of the County Superintendent of Public Instruction in each county of the State of Florida having a population of more than 180,000, according to the last State or Federal census; providing that the County Superintendent of Public Instruction of each county shall nominate certain employees; that the Trustees of the Special Tax School Districts in each such county and the County Superintendent of Public Instruction in each such school shall make jointly their nominations for appointment of principals, teachers and janitors to the County Board of Public Instruction of each such county; and repealing all laws and parts of laws in conflict herewith.

House Bill No. 1314:

A bill to be entitled An Act authorizing the Board of County Commissioners in any county which has adopted zoning under the provisions of Chapter 17833, Acts of 1937, to fix fees to be charged for issuing building and other permits.

House Bill No. 1360:

A bill to be entitled An Act to prohibit the selling or buying

of alligators or alligator eggs in all counties of the State of Florida having a population of not less than Sixteen thousand (16,000) and not more than Sixteen thousand five hundred (16,500), according to the State census of 1935; and prohibiting the catching or killing of alligators and purchase or sale of alligator skins except between certain dates.

House Bill No. 1575:

A bill to be entitled An Act prohibiting the taking of fish by the setting of nets for the same in that part of Brevard County included in Elbow Creek (also known as Eau Gallie River) and providing a penalty for violation of this Act.

House Bill No. 1068:

A bill to be entitled An Act making it unlawful to take or attempt to take wild turkeys in all counties of the State of Florida having a population of not less than Eleven thousand six hundred and fifty (11,650) and not more than Eleven thousand seven hundred (11,700), according to State census, 1935; for a period of five (5) years; providing a penalty for the violation hereof; and repealing all laws in conflict herewith.

House Bill No. 1139:

A bill to be entitled An Act providing for a complete re-registration of all voters in Dixie County, Florida, the expense thereof, and the duties of officials who are required to perform such duties.

House Bill No. 1482:

A bill to be entitled An Act regulating the taking of fish from the waters of Loxahatchee River, also known as Jupiter River, in the County of Martin, Florida, and providing a penalty for violation thereof.

House Bill No. 1671:

A bill to be entitled An Act allowing all non-residents of the State of Florida, owning property in Osceola County, Florida, whose current taxes have been paid thereon, to have the privilege of fishing in Osceola County, Florida, under the same license as is now available to residents of Osceola County, Florida.

House Bill No. 1573:

A bill to be entitled An Act authorizing the licensing and regulation of the business of making loans in all counties in the State of Florida now having or hereafter having a population of not less than 14,500 and not more than 15,372, according to the last State census in sums of three hundred (\$300.00) dollars or less, secured or unsecured, at a greater rate of interest than ten per centum per annum, as provided and authorized by Chapter 10177, Laws of Florida, Acts of 1925.

House Bill No. 1483:

A bill to be entitled An Act canceling taxes of the City of Tampa, Florida, for the years 1930 to 1939, inclusive, against Lot 3 of Block 4 of Hyde Park subdivision, according to the plat thereof recorded in plat book 1, page 1 of the public records of Hillsborough County, Florida, which real property is owned by the First Christian Church of Tampa, a non-profit corporation, and repealing all laws and parts of laws in conflict with this Act.

House Bill No. 1715:

A bill to be entitled An Act to prohibit and make it unlawful for live stock to run or roam at large within Broward County, Florida; to provide for the impounding and sale of said live stock when found running or roaming at large in violation of this Act; to provide for the recovery of damages suffered by persons or property by reason thereof; and to repeal all Acts or parts of Acts inconsistent with this Act.

House Bill No. 1472:

A bill to be entitled An Act to amend Chapter 15824, Laws of Florida, 1931, entitled "An Act to abolish the present municipal government of the Town of Fulford in the County of Dade and State of Florida and to organize and establish the City of North Miami Beach in the County of Dade and State of Florida and to organize and establish a city government for the same; to prescribe its jurisdiction and powers; to define its boundaries and to authorize the imposition of penalties for the violation of its ordinances; repealing certain laws and parts of laws in conflict herewith," as amended by Chapter 16583, Laws of Florida, 1933, entitled "An Act to confirm the present municipal government of the

City of North Miami Beach to define and establish the boundaries of the said city, to define and establish the boundaries of its several boroughs, and to amend its present charter with respect to the powers and duties of its council and officials and with respect to the rights, powers, duties and privileges of the said City of North Miami Beach; and generally amend, alter, change, add to and repeal provisions of the City of North Miami Beach," is hereby amended in the following respect, to validate and to confirm the action of the voters of the City of North Miami Beach, Florida, in redistricting the boroughs of the said City; to allow the mayor a vote on the city council under certain express conditions; to enable the City of North Miami Beach, Florida, to regulate and limit the type and manner of construction and the location and use of building, sign boards and structures of all kinds; to regulate and determine the location, use and area of yards, courts and other open spaces, to regulate and restrict the location of trades and industries, and the use of premises and to authorize the creation of a city planning and zoning commission of the City of North Miami Beach; to enable the City of North Miami Beach to sell city owned tax certificates for less than face value; to validate and confirm the boundaries of the City of North Miami Beach; to enable the voters of the City of North Miami Beach to recall and remove any elective city official; and providing for a referendum election before this Act shall become effective.

House Bill No. 1620:

A bill to be entitled An Act declaring it to be a proper county and public purpose and for the benefit of all the people of Seminole County, Florida, for said county to acquire by purchase, gift, condemnation or otherwise rights of way within said county and furnish the same free of cost to the Federal government for the construction of St. Johns-Indian River Canal, as the same passes through or adjacent to Seminole County, Florida; authorizing and empowering the Board of County Commissioners of Seminole County, Florida, to exercise the right of eminent domain for the purpose of securing rights of way herein and to condemn property for such rights of way in accordance with the General Laws of the State of Florida, governing condemnation of property by counties; authorizing said county to levy a tax not exceeding two mills in any one year upon the taxable property within said county to pay for the acquiring of the rights of way found to be necessary for the construction of said canal; authorizing said county to issue bonds in accordance with the General Laws of the State of Florida relative thereto, and as provided for issuance of bonds for any county purpose; authorizing said Board of County Commissioners to acquire said rights of way at such time as the United States Government has definitely fixed the line of said canal and provided ways and means for the construction of said waterway canal connecting the St. Johns River with the Indian River; authorizing said board to deliver said rights of way to the United States Government or any authorized agency thereof by the execution of proper conveyances thereto for use in said project, and authorizing said county to do any and all things consistent with the general provisions of the Laws of the State of Florida, and of this Act, to carry out the intent herein expressed.

House Bill No. 1679:

A bill to be entitled An Act ratifying and validating all Acts and proceedings of the City of Tampa, Florida, its officers and its Board of Representatives, since the 4th day of November, 1931, except any such acts and proceedings which are now in litigation.

House Bill No. 1490:

A bill to be entitled An Act fixing the compensation of the members of the Boards of County Commissioners in all counties in the State of Florida having a population of not less than 14,500 and not more than 15,372, according to the last State census and which had in the year 1938 a total assessed valuation of real estate of not less than \$3,824,650.00 and which have not less than ten Special Road and Bridge Districts and validating all salaries and compensation heretofore paid to the County Commissioners of said counties and repealing all laws in conflict herewith.

House Bill No. 1654:

A bill to be entitled An Act abolishing the Board of Bond Trustees of Union County, Florida, as created by Chapter 11259, Laws of Florida, 1925, or by any other law, and investing the Board of County Commissioners of Union County, Florida, with all of the powers and duties and privileges now

exercised by or imposed upon said Board of Bond Trustees, and vesting the title to all property now held in the name of the said Board of Bond Trustees of Union County, Florida, in the Board of County Commissioners of Union County, Florida, and providing for a referendum.

House Bill No. 1630:

A bill to be entitled An Act to provide for the registration and re-registration of all qualified electors in Gulf County, Florida, as a prerequisite for voting; and further providing for the making of a new set of registration books in Gulf County, Florida, and for the payment of expenses of same by the Board of County Commissioners of Gulf County, Florida.

House Bill No. 1477:

A bill to be entitled An Act to repeal Chapter 18818, Laws of Florida, Acts of 1937, the same being: "An Act to authorize, ratify, confirm and validate the purchase, ownership, holding, operating, leasing, selling or otherwise disposing of a dock by the City of Port St. Joe, Florida, and the issuance for the purpose of the purchase thereof of certain bonds of said city."

Beg leave to report that the same have this day been presented to the Governor for his approval.

The following report of the Committee on Rules and Calendar was received and read:

Tallahassee, Florida,
June 1, 1939.

Hon. J. Turner Butler,
President of the Senate,
Senate Chamber.

Sir:

Your Committee on Rules and Calendar recommends that only the following classes of bills be considered:

1. Committee Revenue-producing Bills.
2. Road Designations.
3. Local Bills.

Provided that amendments to Senate bills made by House shall be considered.

To consider any other bills than above enumerated shall require unanimous consent.

Respectfully submitted,
A. O. KANNER, Chairman.

Senator Kanner moved the adoption of the foregoing Report.

Which was agreed to and the foregoing Report of the Committee on Rules and Calendar was adopted.

By Senators Parker, Hodges and Gillis—

Senate Resolution No. 32:

IN MEMORIAM

WHEREAS, During the late hours of the night of March 24th, 1939, the call came to Benjamin Hampton Lindsey to meet and experience the supreme adventure which is fore-ordained for all living creatures, and he met that transition, as he had ever met the affairs of life, with courage, fortitude and confidence;

Senator Lindsey was born in Suwannee County on March 30th, 1877; his education in youth was meager but, as he passed through life, he acquired much learning. He was a man of dynamic force in business, political and civic life. He served as State Senator from the Third Senatorial District in the Session of 1913, 1915, 1921 and 1923. Many times he was urged to allow his name to be used as a candidate for the positions of Congressman, United States Senator and Governor of Florida. He was a business man of rare ability and a friend of unfaltering loyalty. He was a firm believer in the rule that what is worth doing at all is worth doing well. His thoughts ran with those of Kipling,

"When earth's last picture is painted
And the tubes are twisted and dried,
When the oldest colors have faded,
And the youngest critic has died,
We shall rest—and faith, we shall need it—
Lie down for an aeon or two,
Till the Master of all Good Workmen
Shall set us to work anew."

"And only the Master shall praise them,
And only the Master shall blame,
And no one shall work for money,
And no one shall work for fame.
But each for the joy of working,

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By Senators Parker, Hodges and Gillis

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And no one shall work for money,
And no one shall work for fame,
But each for the joy of working,
And each in his separate star
Shall draw the thing as he sees it,
For the God of things as they are.”

THEREFORE, BE IT RESOLVED BY THE SENATE OF THE LEGISLATURE OF FLORIDA,

That in the death of Benjamin Hampton Lindsey, one of the brightest and most forceful lights that ever shone in this Senate Chamber passed from the stage of action; that Florida lost one of its most useful and loyal citizens; that those of us who knew him best lost a splendid friend, a wise counsellor and a fine companion; that his community lost one of its foremost civic leaders and his family a devoted and indulgent husband and father.

BE IT FURTHER RESOLVED, That this Senate do extend to the family of our departed co-worker our deep and sincere sympathy, and

That a copy of these Resolutions be spread upon a page of the Journal of the Senate which shall be dedicated to that purpose, and that copies be transmitted to Senator Lindsey’s family and be furnished to the press.

And each in his separate star
Shall draw the thing as he sees it,
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BE IT FURTHER RESOLVED, That this Senate do extend to the family of our departed co-worker our deep and sincere sympathy, and

That a copy of these Resolutions be spread upon a page of the Journal of the Senate which shall be dedicated to that purpose, and that copies be transmitted to Senator Lindsey's family and be furnished to the press.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 32 was adopted.

Senator Parrish now presiding.

Senator Savage moved that the rules be waived and the Senate do now take up and consider House Bill No. 1182, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 1182:

A bill to be entitled An Act to amend Section 300 of the Revised General Statutes, 1920 (Section 356, C. G. L. 1927) as amended by Chapter 18060, Laws of Florida, Acts of 1937; and to amend Section 305 of the Revised General Statutes of 1920 (Section 361, C. G. L. 1927) as amended by Chapter 16984, Laws of Florida, Acts of 1935; and to amend Section 326 of the Revised General Statutes, 1920 (Section 383, C. G. L. 1927); and to amend Section 354 of the Revised General Statutes of 1920 (Section 411, C. G. L. 1927) as amended by Section 2 of Chapter 17897, Laws of Florida, Acts of 1937; and to amend Section 349 of the Revised General Statutes, 1920 (Section 406, C. G. L. 1927) as amended by Chapter 13761, Laws of Florida, Acts of 1929; and to amend Section 312 of the Revised General Statutes of 1920 (Section 369, C. G. L. 1927) relating to the time registration books shall be kept open, political parties, their definition and the organization powers and duties of various party committees, and the form of oath to be subscribed to by candidates, and to repeal all laws in conflict with this Act.

Was taken up.

Senator Savage moved that the rules be waived and House Bill No. 1182 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1182 was read the second time by title only.

Senator Savage moved that the rules be further waived and House Bill No. 1182 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1182 was read the third time in full.

Upon the passage of House Bill No. 1182 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Graham, Hodges, Horne, Johns, Kanner, Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Parrish, Price, Savage, Sharit, Walker, Westbrook, Whitaker, Wilson—28.

Nays—None.

So House Bill No. 1182 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Kelly (16th) moved that House Bill No. 763 be recalled from the Committee on Agriculture and Livestock, and placed on the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senator Kanner—

Senate Concurrent Resolution No. 23:

PROVIDING FOR THE ADJOURNMENT OF THE PRESENT REGULAR SESSION OF THE LEGISLATURE SINE DIE.

WHEREAS, the present Session of the Legislature expires by Constitutional limitation on Friday, June 2, 1939, and it is necessary that fixed hour be appointed by the Senate and the House of Representatives for the adjournment of said Session of the Legislature sine die, therefore

BE IT RESOLVED BY THE SENATE OF FLORIDA, THE HOUSE OF REPRESENTATIVES CONCURRING:

That the 1939 regular Session of the Florida Legislature shall be adjourned sine die at 11:55 o'clock, P. M., on Friday, June 2, 1939.

Which was read the first time in full.

Senator Kanner moved that the rules be waived and Senate Concurrent Resolution No. 23 be read the second time in full.

Which was agreed to by a two-thirds vote and Senate Concurrent Resolution No. 23 was read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to and Senate Concurrent Resolution No. 23 was adopted and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senators Sharit, Wilson and Graham—

Senate Concurrent Resolution No. 24:

A Resolution authorizing and directing the appointment of a Committee of the Senate and House of Representatives to make a study with reference to the economical and efficient operation of the various departments and institutions in the State of Florida, and providing for a report of the findings and recommendations of said Committee with a view to the enactment of legislation looking to the economical and efficient operation of departments and institutions of the State.

Whereas, it appears to the Legislature that it is necessary, in order to economically and efficiently maintain and operate the various departments and institutions of the State of Florida, and in order to intelligently deal with legislation, to the end that said departments and institutions may be put on an economical and efficient business basis without impairing or interfering with the operation thereof, and that it is advisable to make a careful study and investigation of the operation of said departments and institutions; Now, therefore:

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA, THE HOUSE OF REPRESENTATIVES CONCURRING:

(1) That the President of the Senate and the Speaker of the House of Representatives be and they are hereby authorized and directed to immediately appoint a committee of ten (10) members, to consist of the President of the Senate and four members of the Senate appointed by the President, the Speaker of the House of Representatives and four members of the House of Representatives appointed by the speaker, to investigate, study and inquire into the methods of maintenance and operation of the various departments and institutions of the State of Florida, and to make recommendations to the 1941 Session of the Legislature as to the method of simplifying the administration, from the standpoint of economy, of any departments or institutions of the State, to eliminate all useless or overlapping jobs, offices or officials, and to place said departments and institutions of the State of Florida on a strictly business basis to and the end that economy and efficiency may be practiced in said departments and institutions.

(2) Said committee shall have the power to issue subpoenas for, administer oaths to and to compel the attendance and testimony of witnesses or the production of books, papers, documents and other evidence, and shall have authority to call on any of the various departments or institutions of the State or any of the officers or employees thereof for such information and assistance as may be necessary in carrying out the provisions hereof.

(3) Said committee shall elect its own Chairman and Secretary and may employ such clerical or other assistance as may be necessary.

(4) That the findings and recommendations of said com-

mittee shall be published and made available to the public and shall be given to the 1941 Session of the Legislature.

(5) That the said committee herein created shall receive no compensation for their services except the necessary expenses to carry out the duties imposed upon them.

(6) That any necessary expenses expended in these premises be payable by the State Comptroller and the State Treasurer and be charged as a legislative expense of the Session of the Legislature of 1939, upon the approval of a majority of said committee of such bills and accounts submitted in connection with any investigation, provided further that said expenses shall not be in excess of Fifteen thousand (\$15,000.00) dollars.

Which was read the first time in full.

Senator Sharit moved that the rules be waived and Senate Concurrent Resolution No. 24 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 24 was read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to and Senate Concurrent Resolution No. 24 was adopted and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senators Graham, Beacham, Dye and Parker—
Senate Resolution No. 33:

WHEREAS, there is a probability that the State of Florida can justly derive substantial additional revenue from racing and other sources closely allied therewith, and

WHEREAS, the Committee appointed under Senate Resolution No. 12 to investigate the conduct of racing in the State of Florida has not been able to make a thorough and complete investigation due to the shortage of time in comparison to the extensive scope of the subject to be investigated: its inability to secure desired witnesses due to their absence from the State, or who were for other reasons unavailable; refusal of the Miami Jockey Club to furnish records requested by the Committee and insufficient time to require by Court Order that they be made available to the Committee, and

WHEREAS, the Florida State Senate is entitled to know accurately all the facts surrounding the conduct of racing in the State of Florida in order to determine whether or not the State can secure additional revenue; in order to correct by legislation certain evils connected with racing, if any there be; and for the purpose of enacting such other legislation as may be deemed desirable upon the ascertainment of the facts.

NOW, THEREFORE, BE IT RESOLVED BY THE FLORIDA STATE SENATE:

That the President of the State Senate, Honorable J. Turner Butler, upon the adoption of this Resolution shall appoint a Committee of five from the membership of the Senate to fully investigate the conduct of racing in the State of Florida; that said Investigating Committee be and is hereby vested with any and all authority granted legislative committees by the Florida Statutes, and all other authority necessary to carry out the purposes of this Resolution; that said Investigating Committee be empowered to authorize any member of the Committee or duly authorized representative thereof to perform any and all acts in behalf of said Investigating Committee that may be authorized by said Committee; that said Investigating Committee be empowered to require the production of any records from any person, firm or corporation operating a race track in the State of Florida, or from any State, County, or Municipal official, department or board of the State of Florida; that said Investigating Committee shall have authority to employ such assistants as it deems necessary: that members of said Committee shall serve without compensation but shall be paid actual expenses approved by the Committee and certified as approved by the Chairman; that the expenses incurred by said Committee be paid as legislative expenses; that said Committee do conduct its investigation after the present session of the Senate has adjourned; that the President of the Senate shall retain authority to remove any member of the Committee he may see fit and to appoint another member of the Senate to fill any vacancy that might thereby, or otherwise, arise; and that said Committee shall report its findings and recommendations to the Florida Senate at the 1941 Session of the Legislature.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Upon which a roll call was demanded

Upon the adoption of Senate Resolution No. 33 the roll was called and the vote was:

Yeas—Mr. President; Senators Dugger, Dye, Gillis, Graham, Hinely, Holland, Kanner, Kendrick, Lewis, Mapoles, Parker, Parrish, Sharit, Walker—15.

Nays—Senators Adams, Black, Clarke, Coulter, Gideons, Hodges, Horne, Johns, Kelly (16th), Lindler, McKenzie, Price, Savage, Westbrook, Whitaker—15.

So Senate Resolution No. 33 failed of adoption.

Senator Price moved that the rules be waived and the Senate do now take up and consider House Bill No. 1884, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 1884:

A bill to be entitled An Act to fix the pay of members, officials and attaches of the Legislature of the State of Florida for the regular session of 1939, and subsequent regular or extraordinary sessions thereof, and providing for certain expenses of the same, and making appropriation for the payment of the same.

Was taken up.

Senator Price moved that the rules be waived and House Bill No. 1884 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1884 was read the second time by title only.

Senator Price moved that the rules be further waived and House Bill No. 1884 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1884 was read the third time in full.

Upon the passage of House Bill No. 1884 the roll was called and the vote was:

Yeas—Senators Adams, Beacham, Black, Clarke, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Walker, Westbrook, Whitaker, Wilson—31.

Nays—None.

So House Bill No. 1884 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Kanner moved that the rules be waived and the Senate do now proceed to the consideration of Messages from the House of Representatives, out of their order.

Which was agreed to by a two-thirds vote.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with House Amendments:

By Senators Dame and McKenzie—

Senate Bill No. 457:

A bill to be entitled An Act to amend Chapter 12419 Acts of the Legislature of 1927 being a bill entitled "An Act regulating the operation and maintenance of tourist camps; giving the owners or keepers thereof liens in certain cases; and prescribing the manner in which the same may be enforced; empowering the State Board of Health to issue permits to operate such camps, and power to revoke the same; to make rules and regulations relating to the operation of such camps; and prescribing penalties in certain cases."

Which Amendments read as follows:

House Amendment No. 1:

In Section 1, line 2 (typewritten bill), strike out the words one or more and insert the following: two or more.

House Amendment No. 2:

In Section 1, line 10 (typewritten bill), strike out the words one or more and insert the following: two or more.

House Amendment No. 3:

In Section 6, line 1, strike out the words "Liens prior in dignity to all others" and insert the following: "Liens prior in dignity to all others except liens for unpaid purchase price."

House Amendment No. 4:

Strike out all of Section 8 (typewritten bill), and insert in lieu thereof the following:

Section 8. It shall be unlawful to park an automobile trailer house for occupancy on the water shed of any stream or water course used as a source of public water supply except under such regulations as the State Board of Health may prescribe.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 457, contained in the above message, was read by title together with House Amendments thereto.

Senator McKenzie moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 457.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 457:

Senator McKenzie moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 457.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 457.

Senator McKenzie moved that the Senate do concur in House Amendment No. 3 to Senate Bill No. 457.

Which was agreed to and the Senate concurred in House Amendment No. 3 to Senate Bill No. 457.

Senator Dame moved that the Senate do concur in House Amendment No. 4 to Senate Bill No. 457.

Which was agreed to and the Senate concurred in House Amendment No. 4 to Senate Bill No. 457.

And Senate Bill No. 457, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with House Amendments:

By Senator Hodges—
Senate Bill No. 988:

A bill to be entitled An Act creating and incorporating a Special Tax District in Leon County, Florida to be known as "The Leon County Hospital Tax District"; fixing and prescribing the boundaries of said district; providing for the government and administration of the same; providing and defining the powers and purposes of said district and of the Board of Trustees and the Board of Governors thereof; authorizing and empowering such board to establish, construct, operate and maintain such hospital, or hospitals, as may be established and constructed by said board in said district; authorizing and empowering such board to issue bonds if the issuance thereof is approved at an election held in accordance with the laws of Florida; authorizing said board to borrow money on the note or notes of said district; authorizing and providing for the levy and collection of taxes for the payment of said bonds and the interest thereon, and authorizing and providing for the levy and collection of additional taxes for the construction, repair and maintenance of said hospital, or hospitals, and of the district; authorizing the Board of Trustees to accept contributions and donations for their use in carrying out the purposes of this Act; authorizing said Board of Trustees to offer to purchase any privately owned hospital, or hospitals, which has been operating in Leon County, Florida, for ten years or more; authorizing said board to construct, operate and maintain the said hospital, or hospitals, without bonds if they so determine to do so; authorizing and providing generally for the operation of the district in granting powers to the Board of Trustees thereof.

and prescribing the duties of the said board in carrying out the purposes of this Act.

Which Amendments read as follows:

House Amendment No. 1:

Strike out everything after the enacting clause and insert in lieu thereof the following:

SECTION. 1. That a special tax district is hereby created and incorporated to be known as "The Leon County Hospital Tax District" in Leon County, Florida, which said district shall embrace and include all of Leon County as the same is now or shall hereafter be defined by law.

SECTION 2. That the governing body of the Leon County Hospital Tax District shall be a Board of Trustees composed of nine (9) persons, to be appointed by the Governor of the State of Florida, the first three of whom shall be appointed for a term of office to last for one year; the second three of whom shall be appointed for a term of office which shall last for two years; and the third three of whom shall be appointed for a term of office which shall last for three years; and without restricting or attempting to restrict the appointive power of the Governor of the State of Florida, the Legislature recommends to the Governor that the Trustees appointed by him be selected from persons who may be nominated by the following Leon County and City of Tallahassee organizations, to-wit: One person who may be nominated by the Leon County Medical Association; one person who may be nominated by the Board of County Commissioners of Leon County; one person who may be nominated jointly by the Benevolent and Protective Order of Elks and the Order of Free and Accepted Masons in Leon County; one person who may be nominated by the City Commission of the City of Tallahassee; one person who may be nominated jointly by the Tallahassee Senior Chamber of Commerce and Junior Chamber of Commerce; one person who may be nominated by the Tallahassee Bar Association; one person who may be nominated jointly by the Tallahassee Senior Women's Club and the Tallahassee Junior Women's Club; one person who may be nominated by the Leon County Welfare Association; one person who may be nominated by the Claude L. Sauls Post of the American Legion. Provided, that each and every one of the persons appointed from time to time shall be duly qualified electors and residents of Leon County, Florida. The successors of the Trustees first appointed shall be appointed by the Governor for three year terms, and the Legislature here and now recommends to the Governor that such successors be appointed upon the nomination of such Tallahassee or Leon County organizations, the term of office of whose prior appointee has expired. And member of the Board of Trustees hereinabove designated may be removed by the Governor of the State of Florida, at any time for cause, in which event such vacancy, or vacancies, thereby occurring shall be filled by the appointment of the Governor. The members of the Board of Trustees shall serve without pay. Each member shall give bond to the Governor of the State of Florida and his successors in office for the use and benefit of the Leon County Hospital Tax District, for the faithful performance of his or her duties in the sum of Five Thousand (\$5,000.00) Dollars with a surety company qualified to do business in the State of Florida as surety, which bond shall be approved and kept by the Clerk of the Circuit Court of Leon County, Florida. The premiums on said bonds shall be paid as part of the expenses of said district.

SECTION 3. The Board of Trustees of said Leon County Hospital Tax District shall have all the powers of a body corporate, including the power to sue and be sued under the name of the Leon County Hospital Tax District, to contract and to be contracted with, to adopt and use a common seal, and to alter the same at pleasure; to acquire, purchase, hold, lease and convey such real and personal property as said Board of Trustees may deem proper or expedient to carry out the purposes of this Act; to appoint and employ a superintendent and such other agents and employees as said Board may deem advisable; to borrow money and to issue the notes; bonds and other evidences of indebtedness of said district therefor to carry out the provisions of this Act in the manner hereinafter provided.

SECTION 4. Six (6) of said Trustees shall constitute a quorum, and a vote of at least five (5) of said Trustees shall be necessary to the transaction of any business, except as hereinafter provided, of the district. The Board of Trustees herein named shall have the power to select from among the

membership thereof a Chairman, a Vice-Chairman, and a Secretary and a Treasurer, and the Board shall cause true and accurate minutes and records to be kept of all business transacted by them, and shall keep full, true and complete books of account and minutes, which minutes, records and books of account shall at all reasonable times be open and subject to the inspection of inhabitants of said district; and any person desiring to do so may make or procure a copy of said minutes, records and books of account, or such portions thereof as he may desire.

SECTION 5. Said Board of Trustees is hereby authorized and empowered to establish, construct, operate and maintain such hospital, or hospitals as in their opinion shall be necessary for the use of the people of said district. Said hospital, or hospitals, shall be established, constructed, operated and maintained by said Board of Trustees for the preservation of the public health, and for the public good, and for the use of the public of said district; and the construction and maintenance of such hospital, or hospitals, within said district, is hereby found and declared to be a public purpose and necessary for the preservation of the public health and for the public use, and for the welfare of said district and inhabitants thereof. The location of such hospital, or hospitals, shall be determined by said Board of Trustees.

SECTION 6. The Board shall have the power of eminent domain, and may thereby condemn and acquire any real or personal property which the Board may deem necessary for the use of said district, whether within or without said district. Such power of condemnation shall be exercised in the same manner as is now provided by the general law for the exercise of the power of eminent domain by cities and towns of the State of Florida.

SECTION 7. The Board of Trustees is hereby authorized and empowered, in order to provide for and carry out the work of this Act, to borrow money from time to time for periods of time not exceeding one (1) year at any one time, and to issue the note, or notes, of said district therefor upon such terms and upon such rates of interest not exceeding eight per cent per annum as the Board may deem advisable. Provided, however, that the aggregate amount of principal or moneys so borrowed upon the note, or notes, of said district, shall not, at any one time, exceed the sum of Fifty Thousand (\$50,000) Dollars. Provided, however, that such note, or notes, shall never be construed as bonds, nor shall the taxing power of said district be pledged therefor, and the only property liable for the payment of the same shall be such property as the Board of Trustees holds title to in the name of the district.

SECTION 8. The Board of Trustees of said Leon County Hospital Tax District is hereby authorized and empowered to issue and to sell from time to time bonds of the said district in a total amount not exceeding Two Hundred Thousand (\$200,000) Dollars for the purpose of raising funds to establish, construct, operate and maintain such hospital, or hospitals, as in its opinion are necessary in said district, and to purchase any privately owned hospital, or hospitals, which has been operating in Leon County for ten (10) years or more, if the Board desires to do so; provided the issuance of such bonds shall be approved by a majority of the votes cast in an election in which a majority of the free holders who are qualified electors of the district shall participate. The Board of Trustees is hereby authorized to cause an election to be held to determine whether or not bonds shall be issued, and in so doing shall comply with the requirements of Section 6 of Article 9 of the Constitution of the State of Florida, and shall comply with the General Laws of the State of Florida regulating bond-elections of tax districts.

In the event a majority of the votes cast in such election in which a majority of the freeholders of the district who are qualified electors of the district shall participate favor the issuance of such bonds, then all such bonds issued, as herein authorized, shall be of the denomination of One hundred (\$100.00) dollars or some multiple thereof, shall bear interest not exceeding five per centum per annum, payable semi-annually, and both principal and interest shall be payable at such place or places as the Board of Trustees may determine. The form of such bonds shall be fixed by the resolution of the Board of Trustees, and shall have the seal of the Leon County Hospital Tax District affixed thereto. Interest coupons shall be attached to the bonds and shall bear the facsimile signature of the chairman of the Board. Said bonds shall be due not less than two, nor more than thirty years from date thereof, and may mature serially, as the Board of Trustees may determine, and may be callable at any time after two years,

under such terms and conditions as the Board of Trustees may determine and provide, and shall be exempt from all State, County and City taxation. The notices of the calling of an election to determine whether or not bonds shall be issued shall contain information as to the amount of bonds proposed to be issued, the interest rate to be paid and the time when such bonds shall be due and payable. All bonds issued by the Leon County Hospital Tax District shall have all the quality negotiable paper under the law merchant, and shall not be invalidated for any irregularity or defect in the proceedings for the issue and sale thereof, and shall be incontestable in the hands of bona fide purchasers or holders thereof for value.

Upon the approval of any bond issue all the proceeds derived therefrom, exclusive of expenses, shall be deposited in a depository selected by the Board, and the use of said proceeds for the construction of a hospital shall be contingent upon the Board's being able to secure 50 per cent of the cost of any hospital or hospitals to be constructed from the Federal Government, or any of its subdivisions or any other source from which grants or contributions may be secured by the Board. Said fund shall be held for a period not to exceed eighteen months, during which time the Board shall attempt to secure Federal or other aid, and if within eighteen months after the proceeds of the bonds have been deposited, additional aid in the amount of 50 per cent of the cost of constructing any hospital has not been secured, then all bonds issued shall be called and paid off in full with all interest which has accumulated thereon.

But nothing contained herein regarding the holding of the proceeds of said bonds or preventing the expenditure thereof until additional aid in the amount of 50 per cent of the cost of constructing any hospital, or hospitals, has been secured, shall be construed in any manner whatsoever to affect the validity or the contractual obligation of the bonds so issued.

SECTION 9. Prior to the issuance of such bonds, said Board of Trustees shall, by resolution, determine the amount which in their opinion may be necessary to be raised annually by taxation for an interest and sinking fund with which to pay the interest and principal of said bonds. Said Board, if said bond issued is approved at said election, is hereby authorized, empowered and required to provide for the collection annually of a sufficient tax upon all the taxable property in said district to pay such interest and with which to provide and maintain a sinking fund for the payment of the principal of said bonds.

SECTION 10. The Board of Trustees shall offer said bonds for sale by notice stating the amount of bonds for sale, rate of interest and when due and payable by advertising once a week for two weeks in a newspaper published in said district. The Board of Trustees shall receive bids for the purchase of said bonds or any part thereof on the day fixed by said notice, being not less than twenty (20) days from the date of first publication. They shall have the right to reject any and all bids, and re-advertise the bonds or any portion thereof remaining unsold.

SECTION 11. A bank, or banks, or other depository, or depositories, to be designated by the Board of Trustees, shall receive and be custodian of the bonds and all moneys arising from the sale of said bonds.

SECTION 12. The tax for the payment of interest and principal of said bonds of the district shall be assessed and collected upon the taxable property within the said district; and the Trustees of said district shall receive and immediately deposit with the depository, or depositories, to be named by them, the proceeds of the sale of said bonds, as well as the interest and sinking fund for the payment of interest and principal thereof.

SECTION 13. The funds of said district shall be paid out only upon warrant signed by the chairman of the Board, and having thereto affixed the corporate seal of the district; and no warrant shall be drawn or issued against funds of said district except for a purpose authorized by this Act, and no such warrants against funds of said district shall be drawn or issued until after the account or expenditures for which the same is to be given in payment has been ordered and approved by the duly designated Finance Committee of said Board of Trustees, which shall be composed of five members who shall be elected by the Board, the chairman of which shall be the chairman of the Board of Trustees.

SECTION 14. It shall be the duty of the Board of Trustees annually to assess and levy against the taxable property within said district a tax not to exceed eight (8) mills on the dollar, to be collected and paid into the district fund and used

by said Board of Trustees for the operation, maintenance and repair of the hospital, or hospitals, established as authorized by this Act.

SECTION 15. The Board of Trustees of said Leon County Hospital Tax District is hereby authorized and empowered annually to levy upon all the real and personal taxable property in said district a sufficient tax not exceeding five (5) mills on the dollar to pay the interest and to provide for and to maintain a sinking fund for the payment of the interest and principal of the bonds provided for and authorized by this Act. The levy authorized by this section shall be in addition to the levy authorized by Section 14 hereof.

SECTION 16. That the levy of said Board of the taxes authorized by any provision of this Act shall be by resolution of said Board duly entered upon the minutes of the Board.

Certified copies of such resolution executed in the name of the board by its chairman, under its corporate seal, shall be made and delivered to the Board of County Commissioners of Leon County, Florida, and to the Comptroller of the State of Florida, not later than the 15th day of June, of each and every year. It shall be the duty of the County Commissioners of Leon County to order and require the County Tax Assessor of said County to assess, and the County Tax Collector of said County to collect the amount of taxes so assessed or levied by the Board of Trustees of said Leon County Hospital Tax District upon the taxable property in said district, at the rate of taxation adopted by said Board of Trustees of said district for said year and included in the warrant of the Tax Assessor and attached to the assessment roll of taxes for said year and included in the warrant of the Tax Assessor and attached to the assessment roll of taxes for said County each year. The Tax Collector shall collect such tax so levied by said Board in the same manner as other taxes are collected, and shall pay the same over to the Board of Trustees of Leon County Hospital Tax District within the time and in the manner prescribed by law for the payment by the Tax Collector of County taxes to the County Depository. It shall be the duty of the Comptroller of the State of Florida to assess and levy on all the railroad lines and telegraph property situated or located in said district, including as well all telephone lines, the amount of each said County or State taxes and the said taxes shall be assessed by the same officer respectively as are County taxes upon such property, and such taxes shall be remitted by the collecting officer to the Board of Trustees of Leon County Hospital Tax District. All such taxes shall be held by said Board of Trustees and paid out by them for the purposes of this Act.

SECTION 17. The Board is authorized to pay from the funds of the district all expenses of the organization of said Board and all expenses necessarily incurred with the formation of said district and all other reasonable and necessary expenses, including the fees and expenses of an attorney in the transaction of the business of the district, and in carrying out and accomplishing the purpose of this Act. This section, however, shall not be construed to limit or destroy any of the powers vested in said Board of Trustees by any other section or provision of this Act.

SECTION 18. At least once in each year the Board of Trustees shall make and file with the Clerk of the Circuit Court of Leon County, a complete financial statement of all moneys received and disbursed by them since the creation of the District as to the first statement so filed, and since the last statement so filed as to any other year. Such statements shall also show the several sources from which said funds were received and shall show the balance on hand at the time of the making of such statement. It shall show a complete statement of the condition of the district. Notice of its being filed with the Clerk of the Circuit Court of Leon County, Florida, shall be published in a newspaper regularly published in Leon County, Florida, and shall be made available at all reasonable times to inhabitants of the district for their inspection.

SECTION 19. The Board of Trustees shall have plenary authority to promulgate rules and regulations concerning the regulation of the hospital, or hospitals, and the admission for treatment of patients therein, and shall have the authority and shall make rules and regulations regarding the admission into the hospital for treatment of such indigent sick in the County who apply for entrance, and who have for one year next preceding application, been residents of the district; provided, however, that the Board of Trustees shall have the power to formulate rules for the admission into the hospital for treatment of such indigent persons who

have not been residents of the district for one year, where an emergency, accident, or serious illness demands that such one year residence be waived. The Board shall formulate rules and regulations as to the price to be charged patients who enter the hospital, and to provide for the collection thereof. Charity services rendered to the indigent sick shall at no time be permitted by the Board of Trustees to such an extent as to impair the financial security of the district, or the economical and efficient operation of any hospital or hospitals established and operated in said district. The Board shall have power to establish rules and regulations in regard to admission of patients into the hospital who are not residents of the district, but who pay the rates established by the Board. The Board shall have the power further to furnish and extend the benefits and privileges of such hospital and clinics and treatment and out-patient department to the homes of the indigent residents of the district. The Board shall in all instances attempt to collect as nearly the amount established as its regular rates as is feasible under the circumstances, but to the extent that the district is financially able in the opinion of the Board hospital services shall be furnished to all who make application therefor; but all charity treatments shall be completely under the regulation of the Board, and the amount of free services rendered may be limited by the Board.

SECTION 20. It is intended that the provisions of this Act shall be liberally construed for accomplishing the work authorized and provided for by this Act, and where strict construction would result in the defeat of the accomplishment of any part of the work authorized by this Act, and a liberal construction would permit or assist in the accomplishment thereof, the liberal construction shall be chosen.

SECTION 21. Any clause or section of this Act which for any reason may be held or declared invalid, may be eliminated and the remaining portion or portions thereof shall be and remain in full force and be valid, as if such invalid clause or section had not been incorporated therein.

SECTION 22. Any and all bonds issued under the provisions of this Act may be validated by the Board of Trustees for said Leon County Hospital Tax District under and in accordance with the provisions of the General Laws of Florida, in the same manner as is therein provided for validation of bonds, etc., by any county, municipality, taxing district, etc., of the State of Florida.

SECTION 23. The Trustees of said Leon County Hospital Tax District, in the administration of the business of the district and of the hospital, or hospitals, herein authorized to be established, shall have the power to select from among its members, or otherwise, as it sees fit, a committee of five members, one of whom shall be the chairman of the Board of Trustees; which committee of five members shall be known as the Board of Governors, and said Board of Trustees is herein and hereby granted power and authority to delegate to said Board of Governors, with the exception of such restrictions as are contained in this Act, such grants of authority and supervision as in the opinion of the Board of Trustees is fit and proper, and under which said Board of Governors may, with the exception of financial expenditures and the hiring of employees, exercise under the supervision of the Board of Trustees all such authority of supervision and control in the actual operation of any hospital or hospitals created as in the opinion of the Board of Trustees shall under the circumstances seem necessary.

SECTION 24. That prior to the commencement of the construction of the hospital or hospitals contemplated herein, and as a condition precedent to the actual commencement of the construction of said hospital, or hospitals, it shall be the duty of the Board of Trustees to make a bona fide offer to purchase, and to purchase, any other privately owned hospital located in the City of Tallahassee in said tax district, which has been in operation for a period of ten years or more. If the purchase price in such offer is not acceptable to the owner or owners of such private hospital then the amount of such purchase price shall be determined by arbitration in the following manner: the Board of Trustees shall appoint one arbitrator, the owner or owners of said hospital shall appoint one arbitrator and these two shall appoint a third arbitrator. It shall then be the duty of said arbitrators to determine the fair value of said hospital and such value shall be the purchase price therefor. Provided, however, nothing herein shall be construed to require the owner of such hospital to sell the same for any price not acceptable to him, nor shall the said Board of Trustees be required to purchase the same for a purchase price except as determined in the manner herein provided.

If any such privately owned hospital is so acquired by the Board, the Board is herein and hereby granted full power and authority to use the same for hospital purposes or otherwise, as it sees fit. The Board may use any funds of the district in its hands to pay for any hospital so purchased.

SECTION 25. The Board shall have full power and authority to accept all grants, benefits, devises, donations, contributions, gifts, bequests, and offerings made to it for the use of the Board in carrying out the purposes of this Act.

SECTION 26. All laws and parts of laws in conflict herewith are herein and hereby repealed.

SECTION 27. This Act shall take effect immediately upon its becoming a law.

House Amendment No. 2—

Strike out title and insert in lieu thereof the following: A bill to be entitled An Act creating and incorporating a Special Tax District in Leon County, Florida, to be known as "The Leon County Hospital Tax District"; fixing and prescribing the boundaries of said district; providing for the government and administration of the same; providing and defining the powers and purposes of said district and of the Board of Trustees and the Board of Governors thereof; authorizing and empowering such Board to establish, construct, operate and maintain such hospital, or hospitals, as may be established and constructed by said Board in said district; authorizing and empowering such Board to issue bonds if the issuance thereof is approved at an election held in accordance with the Laws of Florida; authorizing said Board to borrow money on the note or notes of said district; authorizing and providing for the levy and collection of taxes for the payment of said bonds and the interest thereon, and authorizing and providing for the levy and collection of additional taxes for the repair and maintenance of said hospital, or hospitals; authorizing the Board of Trustees to accept contributions and donations for their use in carrying out the purposes of this Act; compelling said Board of Trustees to offer to purchase and authorizing said Board of Trustees to purchase any privately owned hospital, or hospitals, which has been operating in Leon County, Florida for ten years or more; authorizing and providing generally for the operation of the district in granting powers to the Board of Trustees thereof, and prescribing the duties of the said board in carrying out the purposes of this Act.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 988, contained in the above message, was read by title together with House Amendments thereto.

Senator Hodges moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 988.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 988.

Senator Hodges moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 988.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 988.

And Senate Bill No. 988, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with House Amendments:

By Senator Holland—
Senate Bill No. 1072:

A bill to be entitled An Act to amend Section 18808, Special Acts of 1937, entitled "An Act providing for the apportionment by the Board of Public Instruction of Polk County, Florida, of the moneys accruing to the county school fund of said county from county sources among the Special Tax School Districts of said County and to provide for the creation of an emergency fund of \$10,000.00 to be used for any lawful public school pur-

pose as the Board of Public Instruction of Polk County, Florida, shall deem necessary," and to provide for the creation of non-district schools and/or vocational schools.

House Amendment No. 1:

Strike out everything after the enacting clause and insert the following:

SECTION 1. From and after the passage of this Act, Section 1 of Chapter 16630, Special Acts of 1933, as amended by Chapter 18808, Special Acts of 1937, be and the same is hereby amended to read as follows: "SECTION 1. It is hereby made the duty of the Board of Public Instruction for the County of Polk and State of Florida to apportion all moneys accruing to the County School Fund of said County from County sources among the several Special Tax School Districts of said County and the Non-District territory of said County in the exact ratio the number of instruction units of such districts or non-district territory bear to the total number of such instruction units in the County as last determined. It shall be unlawful for said Board to expend or contract for the expenditure from said fund for or on behalf of any district or non-district territory any sum in excess of the amount so apportioned to such district or non-district territory. Provided, however, that before making such apportionment such Board shall make provision for the administrative expenses of said Board, including debt service requirements and including the compensation to be paid to the Home Demonstration Agent and to County-wide Supervisors, and in addition thereto said Board may set aside a sufficient sum of money with which to pay the expenses of all County-wide school activities including any non-district schools, and/or vocational schools, and said Board may set aside as an emergency fund a sum not to exceed \$10,000.00 in any one fiscal year for the purpose of aiding the smaller and weaker districts of the County, in paying teachers' salaries and the cost of transportation only.

Provided further, however, that it shall be unlawful for said Board of such County to expend any portion of the emergency fund created by this Act in any school or for any school purpose in a Special Tax School District, which said district shall not have voted and have existent at the time such expenditure as is made the maximum district school tax of ten mills as provided in Section 10, Article 12, of the Constitution of Florida."

SECTION 2. This Act shall take effect immediately upon its passage and approval by the Governor or upon its becoming a law without such approval.

House Amendment No. 2:

In the Title, line 1, strike out the words: "An Act to amend Chapter 18808, Special Acts of 1937" and insert the following: "An Act to amend Section 1 of Chapter 16630, Special Acts of 1933, as amended by Chapter 18808, Special Acts of 1937"

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 1072, contained in the above message, was read by title together with House Amendments thereto.

Senator Holland moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 1072.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 1072.

Senator Holland moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 1072.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 1072.

And Senate Bill No. 1072, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with House Amendments:

By Senator Mapoles—
Senate Bill No. 1172:

A bill to be entitled An Act to abolish the present municipal corporation of Jay, Santa Rosa County, Florida, and to create, establish and organize a municipality to be named the Town of Jay, situated in Santa Rosa County, Florida, and to define its boundaries and to authorize it to provide for its government, jurisdiction, powers, financing and privileges; and to authorize the levy, assessment and collection of taxes for municipal purposes and to provide for the adjustment, levy, assessment and collection of all taxes legally required to be levied, assessed and collected to pay all the obligations of the Town of Jay upon all property of every kind situated within the limits of the said Town of Jay, Florida.

Proof of Publication attached.

Which Amendments read as follows:

House Amendment No. 1:

In Section 19, line 20 (typewritten bill), strike out the word "owned" and insert the following: "owed"

House Amendment No. 2:

In Section 31, line 6 (typewritten bill), strike out the words "and countersigned by the Mayor"

House Amendment No. 3:

In Section 36, line 6 (Typewritten bill), strike out the word "Competed" and insert the following: "completed"

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 1172, contained in the above message, was read by title together with House Amendments thereto.

Senator Mapoles moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 1172.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 1172.

Senator Mapoles moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 1172.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 1172.

Senator Mapoles moved that the Senate do concur in House Amendment No. 3 to Senate Bill No. 1172.

Which was agreed to and the Senate concurred in House Amendment No. 3 to Senate Bill No. 1172.

And Senate Bill No. 1172, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed, with House amendment:

By Senator Whitaker—
Senate Bill No. 1084:

A bill to be entitled An Act providing for the employment of three assistant county solicitors and two stenographers for the County Solicitor of the Criminal Court of Record and to provide for the purchase of supplies and payment of expenses for such County Solicitor, and fixing the compensation of such assistant county solicitors and stenographers, in counties of the State of Florida having a population of not less than 150,000 nor more than 170,000, according to the last preceding State or Federal census; placing additional duties upon the office of County Solicitor; and repealing Chapter 17859, Laws of Florida, Acts of 1937 and all laws or parts of laws in conflict herewith.

Which amendment reads as follows:

In Section 2, line 6 (printed bill), strike out the words: "Each of such stenographers to be paid a salary of One hundred twenty-five dollars (\$125.00) per month"; and insert the following: "one stenographer to be paid One hundred and

fifty dollars per month and one stenographer to be paid One hundred and twenty-five dollars per month."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 1084, contained in the above message, was read by title only together with the House Amendment thereto.

Senator Whitaker moved that the Senate do concur in the House Amendment to Senate Bill No. 1084.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 1084.

And Senate Bill No. 1084, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed, with House amendments:

By Senator Beall—
Senate Bill No. 233:

A bill to be entitled An Act to amend Sections 4 and 12 of Chapter 16867 of the Laws of Florida, Acts of 1935, entitled: "An Act to provide for the creation of a Board of Civil Service in the cities and towns having a population of not less than Thirty thousand, five hundred (30,500) and not more than Forty thousand (40,000), according to the latest State or Federal census; to provide for the appointment, election and disqualification of the members of said board and term of office; to fix the powers and duties of said board; to provide who shall be members of the Civil Service and the manner in which employees of such cities and towns may become members of the Civil Service; to provide for the compensation, rights, privileges, duties and obligations of said members; to regulate the employment and the discharge of all officers and employees of said cities and towns; to provide for the procedure for trial of the members of the Civil Service and for the summoning of witnesses; to declare a failure to respond to a subpoena to be unlawful and to fix the penalty therefor; to repeal Section 67 of Chapter 15425 of the Laws of 1931, and to repeal certain Special and General Laws relating to Civil Service," and to amend and supplement said law by adding thereto a section to be designated 16½, which said amendments relate to the employment and promotion of city employees and members of the Civil Service; applications for re-hearings before the Board of Civil Service; the appointment of a Secretary and fixing the compensation of such secretary.

Which Amendments read as follows:

House Amendment No. 1:

In Section 1 (typed bill), strike out the said Section 1, and insert the following: Section 1. Section 4 of Chapter 16867 of the Laws of Florida, Acts of 1935, shall be amended to read as follows:

Section 4. The Civil Service Board shall appoint a Secretary whose compensation may be fixed by the Board in a sum not to exceed six hundred (\$600.00) Dollars per annum, payable in twenty-four (24) semi-monthly installments, which said secretary may or may not be a member of the Civil Service, in the discretion of the Civil Service Board. Such cities shall appropriate a sufficient sum of money annually for the payment of such salary, provided, however, in the event such secretary is an employee or officer of the City of Pensacola, he shall receive no extra compensation as such secretary. The Civil Service Board is authorized to employ such stenographers for said Board which may be necessary in the opinion of the Board. All records of such Civil Service Board shall be kept and maintained in the City Hall, and provision shall be made by the City Manager for the keeping of such records in said City Hall.

House Amendment No. 2.

In Section 2, page 3, line 1 (typewritten bill), after the semi-colon, strike out the words "Provided, however, no point

shall be allowed for any year during which the applicant has been found guilty by the Civil Service Board of any of the offenses set forth in Section 19 or of misconduct or violation of law or rules of the Civil Service as provided in Section 16 (a)" and insert the following: "Provided, however, the Board may deduct not to exceed one point for each time the applicant has been suspended and which said suspension has not been set aside or has been found guilty by the Civil Service Board of any of the offenses set forth in Section 19 or of misconduct or violation of law or rules of the Civil Service as provided in Section 16 (a) or under the provisions of any Civil Service Law in effect in any of such cities and towns."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 233, contained in the above message, was read by title together with House Amendments thereto.

Senator Beall moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 233.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 233.

Senator Beall moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 233.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 233.

And Senate Bill No. 233, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform vote of all members elected to the House of Representatives the Senate that the House of Representatives has passed, with House Amendment, by the required Constitutional two-thirds vote by all members elected to the House of Representatives for the 1939 Session of the Florida Legislature:

By Senator Beall—

Senate Bill No. 691:

A bill to be entitled An Act for the relief of William Fondie Bailey of Escambia County, Florida.

Which amendment reads as follows:

In Section 1, line 4 (printed bill), strike out the figures \$250.00 and insert the following: Two Hundred (\$200.00) Dollars.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 691, contained in the above message, was read by title only together with the House Amendment thereto.

Senator Beall moved that the Senate do concur in the House Amendment to Senate Bill No. 691.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 691.

And Senate Bill No. 691, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed, by the required Constitutional three-fifths vote of all members elected to the House of Representatives for the 1939 Session of the Florida Legislature—

By Senator Rose—

Senate Joint Resolution No. 69:

A JOINT RESOLUTION PROPOSING THE AMENDMENT OF SECTION 2 OF ARTICLE IX OF THE CONSTITUTION, ABOLISHING AD VALOREM TAXATION FOR STATE PURPOSES.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendment to Section 2 of Article IX of the Constitution of the State of Florida, relating to taxation and abolishing ad valorem taxes for State purposes, be, and the same is hereby, agreed to, and shall be submitted to the electors of the State at the General Election of Representatives in 1940, for approval or rejection; that is to say, that the said Section 2 of Article IX be amended so as to read as follows:

SECTION 2. The Legislature shall provide for raising revenue sufficient to defray the expenses of the State, including State appropriations for the benefit of the uniform system of free public schools provided in accordance with Article XII of the Constitution, and of the State Institutions of higher learning, for each fiscal year, and also a sufficient sum to pay the principal and interest of the existing indebtedness of the State; but after December 31st, A. D. 1940, no levy of ad valorem taxes upon real or personal property except intangible property, shall be made for any State purpose whatsoever; and Section 6 of Article XII be, and the same is hereby repealed.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Joint Resolution No. 69, contained in the above message, was referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Senator Gillis—

Senate Bill No. 808:

A bill to be entitled An Act appropriating all unexpended funds of the annual appropriation provided for in Section 23, Chapter 18285, Laws of Florida, Acts of 1937, at the end of the fiscal year, June 30, 1939, to the State Welfare Fund.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 808, contained in the above messages, was referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with House Amendment:

By Senator Kelly (16th)—

Senate Bill No. 1067:

A bill to be entitled An Act to amend Section 6 of the Chapter of the City of Fernandina, County of Nassau, State of Florida, the same being Chapter 8949, Laws of Florida, Special Acts of 1921, entitled, "An Act to abolish the present municipal government of the City of Fernandina, in the County of Nassau, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Fernandina and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges as amended by Chapter 18523, Laws of Florida, Special Acts of 1937.

Proof of Publication attached.

Which Amendment reads as follows:

In Section 2, strike out the entire section and insert the

following: Section 4. This act shall take effect upon its approval by a majority of the voters in an election in the City of Fernandina, Florida, either special or general, when the question of the ratification or rejection of this Act shall be presented on the ballot of such election.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
BEN H. FUQUA,
Chief Clerk House of Representatives.

And Senate Bill No. 1067, contained in the above message, was read by title only together with the House Amendment thereto.

Senator Kelly (16th) moved that the Senate do concur in the House Amendment to Senate Bill No. 1067.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 1067.

And Senate Bill No. 1067, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 30, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with House Amendment:

By Senator Kelly (16th)—
Senate Bill No. 1065:

A bill to be entitled An Act to authorize the City of Fernandina in Nassau County, Florida, to make a provision for the collection of reasonable charges from the users of certain services or facilities operated by said City of Fernandina.

Proof of Publication attached.

Which Amendment reads as follows:

In Section 4 strike out the entire section and insert the following: Section 4. This act shall take effect upon its approval by a majority of the voters in an election in the City of Fernandina, Florida, either special or general, when the question of the ratification or rejection of this act shall be presented on the ballot of such election.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
BEN H. FUQUA,
Chief Clerk House of Representatives.

And Senate Bill No. 1065, contained in the above message, was read by title only together with the House Amendment thereto.

Senator Kelly (16th) moved that the Senate do concur in the House Amendment to Senate Bill No. 1065.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 1065.

And Senate Bill No. 1065, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed, with House Amendment, by the required Constitutional two-thirds vote of all members elected to the House of Representatives for the 1939 Session of the Florida Legislature:

By Senator Beall—
Senate Bill No. 692:

A bill to be entitled An Act for the relief of John Johnson of Escambia County, Florida.

Proof of Publication.

Which Amendment reads as follows:

In Section 1, line 5, strike out the words: Five hundred

(\$500.00) dollars; and insert the following: Three hundred fifty (\$350.00) dollars.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
BEN H. FUQUA,
Chief Clerk House of Representatives.

And Senate Bill No. 692, contained in the above message, was read by title only together with the House Amendment thereto.

Senator Beall moved that the Senate do concur in the House Amendment to Senate Bill No. 692.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 692.

And Senate Bill No. 692, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed, with House Amendments:

By Senator Beall—
Senate Bill No. 834:

A bill to be entitled An Act providing a pension system for certain officers and employees of the City of Pensacola, Florida; creating a pension board of said city; providing pensions for retired and disabled officers and employees of said city; creating a retirement fund and making provisions for contributions into same officers and employees of said city and for payments to pensioners from same; providing for the investment of funds held in such retirement fund; providing that the provisions of this Act shall not affect present pensioners, and repealing all laws in conflict with the provisions of this Act.

Proof of Publication attached.

Which Amendments read as follows:

House Amendment No. 1—

In Section 11(d), strike out the figures \$50.00 wherever the same appears, and insert the following: \$40.00

House Amendment No. 2—

In Section 16, sub-section (C), line 3, strike out the words: Counsel and assistants

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
BEN H. FUQUA,
Chief Clerk House of Representatives.

And Senate Bill No. 834, contained in the above message, was read by title together with House Amendments thereto.

Senator Beall moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 834.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 834.

Senator Beall moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 834.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 834.

And Senate Bill No. 834, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with House Amendments:

By Senator Beall—
Senate Bill No. 972:

A bill to be entitled An Act providing for the creation of

a Firemen's Relief and Pension Fund by the City of Pensacola; creating a Board of Trustees in said municipality to administer the funds; designating the powers and duties of such Board; providing for contributions to such fund by the city, its employees and pensioners; prescribing who shall receive a pension or relief out of the pension fund; providing for the receipt, deposit appropriation, investment and disposition of funds of said pension fund; providing that all persons heretofore retired now on the pension roll of the City of Pensacola shall continue to receive pensions in the same amount they are now receiving, payable from the source from which such pensions are now paid; authorizing the levy of taxes to supplement and augment the Firemen's Relief and Pension Fund.

Proof of Publication attached.

Which Amendments read as follows:

House Amendment No. 1:

In Section 5, line 9, strike out the words "sixty years" and insert the following: "sixty five years."

House Amendment No. 2:

In Section 9, strike out the words "Board of Trustees" wherever the same appears and insert the following: "Pension Board."

House Amendment No. 3:

In Section 18, strike out the entire section, and insert the following: "Section 18. The City Attorney shall advise the Board in all matters pertaining to their duties in the administration of this Act and shall represent and defend said Board in all suits and actions at law or in equity that may be brought against it, and he shall bring all suits and actions in its behalf."

House Amendment No. 4:

In title lines 2 and 3, strike out the words Board of Trustees and insert the following: Pension Board.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 972, contained in the above message, was read by title together with House Amendments thereto.

Senator Beall moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 972.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 972.

Senator Beall moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 972.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 972.

Senator Beall moved that the Senate do concur in House Amendment No. 3 to Senate Bill No. 972.

Which was agreed to and the Senate concurred in House Amendment No. 3 to Senate Bill No. 972.

Senator Beall moved that the Senate do concur in House Amendment No. 4 to Senate Bill No. 972.

Which was agreed to and the Senate concurred in House Amendment No. 4 to Senate Bill No. 972.

And Senate Bill No. 972, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

The President now presiding.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 1, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed, by the required Constitutional two-thirds vote of all members of the House of Representatives present, the Governor's objections to the contrary notwithstanding:

House Bill No. 251 of the 1939 Session:

A bill to be entitled An Act to create the Everglades Fire Control District; to appoint a commission for the Everglades Fire Control District and vesting in the commission the power

to appoint a chief fire warden and to fix the salary to be paid the said chief; to empower the chief, with the consent of the commission, to appoint a fire warden for each county in which any part of the Fire Control District lies, and to fix their salaries; to provide for the appointment and terms of the Commissioners, and to provide the manner in which a vacancy in office of a Commissioner may be filled, and to fix their compensation; to make it unlawful to set and/or start fires in the district; fixing responsibility for fires and requiring the extinguishment of same; regulating the accumulation of brush heaps and other inflammable material and vesting the chief of the Fire Control District and each county fire warden appointed under the provisions of this Act with police powers with reference thereto; to authorize the chief of the Fire Control District, with the consent of the Commissioners, to purchase material for abating and preventing fires; to authorize the adoption and promulgation of rules and regulations with reference to fires by the commission; to prescribe penalties for violation of this Act and to make an appropriation for the payment of salaries and other expenses incident to fire control in the district; to authorize the Everglades Fire Control Commissioner, with the consent of the Board of Commissioners of State Institutions to use State prisoners and State property in fire prevention and control in said district; to authorize the Commissioners to procure such additional funds from any department of the Federal government that they may be able to procure same from which may be further designated and/or allocated to this State for the purpose of fire prevention and control and/or flood control or for any like purpose, and cause the same to be deposited in the State Treasury of Florida to the credit of the Everglades Fire Control District Fund; and to repeal conflicting laws.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 251 (1939 Session), contained in the above message, was read by title together with the Governor's objections thereto.

Senator Beacham moved that the consideration of House Bill No. 251 of the 1939 Session be informally passed.

Which was agreed to and it was so ordered.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 1, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives respectfully requests the return of—

House Bill No. 2022:

A bill to be entitled An Act providing that there shall be no closed season for fishing with hook and line in the waters of any County of the State of Florida having a population of not more than Three thousand (3,000) and not less than Two thousand (2,000), according to the State census, for the purpose of further consideration.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

Senator Murphy moved that the request of the House of Representatives, as contained in the foregoing message, be granted.

Which was agreed to and House Bill No. 2022 was ordered returned to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 1, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by the required Constitutional two-thirds vote of all members

of the House of Representatives present, the Governor's objections to the contrary notwithstanding:

House Bill No. 598 of the 1939 Session:

A bill to be entitled An Act relating to and regulating certain classes of insurance agents and solicitors; to provide for the examination and licensing of such insurance agents and solicitors; fixing the fees to be paid therefor and the appropriation thereof; to provide for the suspension or revocation of such licenses and the procedure thereunder; to make it unlawful to engage in the business of an insurance agent or solicitor without having first procured a license; to prescribe qualifications of an insurance agent or solicitor, and the powers and duties of the State Treasurer or Insurance Commissioner in determining same, and prescribing certain additional qualifications of agents in cities and towns having certain populations; to require the payment of certain license taxes and qualification fees; to provide for the expense of the administration of this Act; to prohibit insurers from effecting contracts of insurance, or giving compensation therefor except to duly licensed agents under this Act; to provide penalties for the violation of the provisions of this Act; to amend Section 1 of Chapter 17069, Laws of Florida; Acts of 1935; to amend Section 2 of Chapter 17069, Laws of Florida; Acts of 1935; to amend Section 4 of Chapter 17069, Laws of Florida, Acts of 1935 to amend Section 5 of Chapter 14741, Laws of Florida, Acts of 1931; which said sections of said Acts to be amended relate to the subject matter hereinabove set forth; and to repeal all laws in conflict herewith.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 598, contained in the above message, was read by title together with the Governor's objections thereto as follows:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE

May 31, 1939.

To the Speaker and Members of the
House of Representatives,
House Chamber
Sirs;

Pursuant to authority vested in me as Governor of Florida under the provisions of Section 28, Article III of the Constitution of this State, I hand to you with my objections thereto House Bill 598, entitled:

"An Act relating to and regulating certain classes of insurance agents and solicitors: to provide for the examination and licensing of such insurance agents and solicitors: fixing the fees to be paid therefor and the appropriation thereof: to provide for the suspension or revocation of such licenses and the procedure thereunder: to make it unlawful to engage in the business of an insurance agent or solicitor without having first procured a license: to prescribe qualifications of an insurance agent or solicitor, and the powers and duties of the State Treasurer or insurance commissioner in determining same, and prescribing certain additional qualifications of agents in cities and towns having certain populations: to require the payment of certain licensed taxes and qualification fees: to provide for the expense of the administration of this act: to prohibit insurers from effecting contracts of insurance, or giving compensation therefor except to duly licensed agents under this Act: to provide penalties for the violation of the provisions of this Act; to amend Section 1 of Chapter 17069, Laws of Florida, Acts of 1935: to amend Section 2 of Chapter 17069, Laws of Florida, Acts of 1935, to amend Section 4 of Chapter 17069, Laws of Florida, Acts of 1935; to amend Section 5 of Chapter 14741, Laws of Florida, Acts of 1931. Which said sections of said Acts to be amended relate to the subject matter hereinabove set forth: and to repeal all laws in conflict herewith."

The purpose of this bill is to restrict and limit the insurance field to those who are able to pay certain fees and who have certain educational qualifications. It will make it almost impossible for a man without means to secure a job as an insurance agent. If this act becomes a law it will practically create a monopoly of the insurance business by agents already established in this State.

Young men and women wishing to start in business as

agents who are not so fortunate as to be able to pay a fee and pass the required examination under the terms of this bill will be eliminated.

An insurance agent in most towns of five and ten thousand inhabitants does not have sufficient business to pay rent and other expenses of maintaining an independent office. Such agents are usually found in a bank where some person has taken on an insurance agency as a side line in order to make a living.

Section 5 of the Act provides for inquiries into alleged improper conduct of a licensed agent or solicitor upon any citizen of Florida on the Insurance Commissioner's own motion, and gives the Commissioner the further right to summon witnesses and punish the agent in the Commissioner's discretion which tends to set up a court.

The act further provides that a person found guilty of a violation of any of the provisions of this act shall be subject to a penalty of \$500.00 or six months in the County jail.

This bill restricts insurance companies in the issuance of policies and would thereby restrict policy holders who do not comply with all the rules and regulations of an insurance organization. It allows a licensed agent to split commissions not only with local but foreign agents.

Life insurance, sick and funeral benefit insurance companies are excluded from the operation of this Act. In my opinion if there is any shady practice in the insurance field it is in some of the so-called life and sick and funeral benefits companies. It therefore excludes a field that can well be regulating.

The bill grants reciprocal rights to foreign agents but does not give any rights to the natives of Florida who may desire to enter the insurance field in an effort to create a business and make an honest living. The bill as whole is designed along monopolistic lines and practically makes the fire insurance business of Florida a closed corporation to a small number of our citizens.

For the reasons above set forth I withhold my signature from House Bill No. 598 and veto the said bill.

Respectfully submitted,

FRED P. CONE, Governor.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding."

Upon the passage of House Bill No. 598 the roll was called and the vote was:

Yeas—Senators Beacham, Black, Dye, Graham, Hodges, Holland, Kanner, Kelly (11th), McKenzie, Rose, Whitaker, Wilson—12.

Nays—Mr. President; Senators Adams, Beall, Clarke, Coulter, Dame, Dugger Gillis, Gideons, Hinely, Johns, Kelly (16th), Kendrick, Lewis, Lindler, Murphy, Parrish, Price, Savage, Walker, Ward, Westbrook—22.

So House Bill No. 598 (1939 Session) failed to pass the Senate over the Governor's veto.

Senator Price moved that a committee be appointed to escort Mrs. J. Ralston Wells, President of the Florida Federation of Womens' Club of Daytona Beach and Mrs. Malcolm McClellon, President of the Florida Congress of Parent Teachers' Association, to seats on the rostrum.

Which was agreed to.

The President appointed Senators Price, Wilson and Parrish as the committee.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida.

May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives respectfully requests the return of:

House Bill No. 861:

A bill to be entitled An Act to declare, designate and establish a certain State road in Alachua and Union Counties, Florida.

For the purpose of further consideration.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

Senator Johns moved that the Senate refuse to grant the request of the House of Representatives, as contained in the foregoing message.

Which was agreed to and the Senate refused to return House Bill No. 861 to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Messrs. Holsberry and Malone of Escambia—
House Bill No. 1800:

A bill to be entitled An Act to declare, designate and establish a certain State road in Escambia County, Florida.

Also—

By Messrs. Holsberry and Malone of Escambia—
House Bill No. 1801:

A bill to be entitled An Act to declare, designate and establish a certain State road in Escambia County, Florida.

Also—

By Messrs. Holsberry and Malone of Escambia—
House Bill No. 1802:

A bill to be entitled An Act to declare, designate and establish a certain State road in Escambia County, Florida.

Also—

By Messrs. Holsberry and Malone of Escambia—
House Bill No. 1803:

A bill to be entitled An Act to declare, designate and establish a certain State road in Escambia County, Florida.

Also—

By Messrs. Holsberry and Malone of Escambia—
House Bill No. 1804:

A bill to be entitled An Act to declare, designate and establish a certain State road in Escambia County, Florida.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 1800, 1801, 1802, 1803 and 1804, contained in the above message, were read the first time by titles only and placed on the Calendar of Bills on second reading without reference.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Messrs. Henderson and Gillespie of Volusia—
House Bill No. 1767:

A bill to be entitled An Act to designate and establish a State road in the City of Ormond, Volusia County, Florida, to connect State Road No. 140 with State Road No. 4, designate the route of said road and provide for a survey thereof and a number designation to be given thereto by the State Road Department of Florida.

Also—

By Messrs. Henderson and Gillespie of Volusia—
House Bill No. 1838:

A bill to be entitled An Act to designate and establish State roads and highways in Volusia County, Florida, State Roads: Declaring the same to be part of the system of State Highways and providing for the survey and location thereof by the State Road Department of Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 1767 and 1838, contained in the above message, were read the first time by titles only and placed on the Calendar of Bills on second reading without reference.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Overstreet of Dade—

House Bill No. 1834:

A bill to be entitled An Act to amend Chapter 10847 of the Laws of Florida, approved May 9th, 1925, entitled: "An Act to amend and re-enact the charter of the City of Miami, in the County of Dade, and to fix the boundaries and provide for the government, powers and privileges of said city and means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances; and to ratify certain Acts and proceedings of the Commission and of the officers of the city"; changing the provisions of said charter as to the general description and form of government; providing for the term of office of the Mayor and Commissioners; providing for the City of Miami to be divided into eight (8) districts; providing for the nomination and appointment of City Manager, City Clerk, City Attorney, Municipal Judge and Civil Service Board and fixing the salary of the Mayor and Commissioners; providing for primary and general elections; providing for the term of office of present Commissioners; providing for a referendum and ballot and repealing all laws and parts of laws in conflict.

Also—

By Messrs. Holt, Lindsey and Overstreet of Dade—

House Bill No. 1938:

A bill to be entitled An Act fixing the fees of examining physicians in insanity cases in the several counties of Florida having a population of more than 175,000, according to the last State census.

Also—

By Messrs. Shave of Nassau and Bruns of Osceola—

House Bill No. 2014:

A bill to be entitled An Act providing for the operation and maintenance of public hospitals in certain counties having a population of Nine thousand or more and less than Eleven thousand, according to State census of 1935; providing for Trustees, deposits of money received and paying out of funds, issuance of bonds, condemnation of property for hospital purposes, a staff of physicians, charity patients and purposes for which hospital shall be used.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1834, contained in the above message, was read the first time by title only.

Senator Graham moved that the rules be waived and House Bill No. 1834 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1834 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1834 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1834 was read the third time in full.

Upon the passage of House Bill No. 1834 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horn, Johns, Kanner, Kelly

(11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1834 passed, title as stated, and the action of the Senate was ordered to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 1938, contained in the above message, was read the first time by title only.

Senator Graham moved that the rules be waived and House Bill No. 1938 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1938 was read the second time by title only.

Sesator Graham moved that the rules be further waived and House Bill No. 1938 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1938 was read the third time in full.

Upon the passage of House Bill No. 1938 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1938 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 2014, contained in the above message, was read the first time by title only.

Senator Kelly (16th) moved that the rules be waived and House Bill No. 2014 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 2014 was read the second time by title only.

Senator Kelly (16th) moved that the rules be further waived and House Bill No. 2014 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 2014 was read the third time in full.

Upon the passage of House Bill No. 2014 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 2014 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Simpson of Jefferson—

House Bill No. 1882:

A bill to be entitled An Act designating and establishing certain roads in Jefferson County, Florida, as State roads.

Also—

By Messrs. Howze and Ray of Manatee—

House Bill No. 1893:

A bill to be entitled An Act designating and establishing certain roads in Manatee County, Florida, as State roads.

Also—

By Mr. Niblack of Columbia—

House Bill No. 1899:

A bill to be entitled An Act to declare, designate and establish certain State roads in Columbia County, Florida.

Also—

By Mr. Smith of Clay—

House Bill No. 1921:

A bill to be entitled An Act to declare, designate and establish a certain State road in Clay County, Florida.

Also—

By Mr. Harrell of Indian River—

House Bill No. 1923:

A bill to be entitled An Act designating, declaring and establishing as State roads certain roads, streets and highways in Indian River County, Florida.

Also—

By Mr. Crary of Martin—

House Bill No. 1941:

A bill to be entitled An Act designating and establishing certain roads in Martin County, Florida, as State roads.

And respectfully requests the concurrence of the Senate therein.

Very Respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 1882, 1893, 1899, 1921, 1923 and 1941, contained in the above message, were read the first time by titles only and placed on the Calendar of Bills on second reading without reference.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Messrs. Johnson of Hernando, and Burks of Pasco—

House Bill No. 1856:

A bill to be entitled An Act authorizing and requesting the rebuilding, construction and maintenance by the State Road Department of Florida of State Road Number 15, beginning at the intersection of said Road Number 15 with new grade of State Road Number 15 in Hernando County and extending by way of Aripeka to Hudson in Pasco County, Florida.

Also—

By Mr. Scofield of Citrus—

House Bill No. 1857:

A bill to be entitled An Act to declare, designate, and establish a certain State Road in Citrus County.

Also—

By Messrs. Holt, Lindsey and Overstreet of Dade—

House Bill No. 1858:

A bill to be entitled An Act designating certain roads in Dade County as State Roads.

Also—

By Mr. Whitehurst of Highlands—

House Bill No. 1865:

A bill to be entitled An Act to declare, designate and establish certain State roads in Highlands County, Florida.

Also—

By Mr. West of Santa Rosa—

House Bill No. 1870:

A bill to be entitled An Act designating and establishing certain roads in Santa Rosa County, Florida, as State roads.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 1856, 1857, 1858, 1865 and 1870, contained in the above message, were read the first time by titles only and placed on the Calendar of Bills on second reading without reference.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,

May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By the Appropriations Committee—

House Bill No. 1175:

A bill to be entitled An Act providing for a State Service Officer, an Assistant State Service Officer and one District Service Officer for each Congressional District in the State of Florida and to prescribe their powers and duties and to fix their compensation. Their duties shall be in connection with the handling of claims of all veterans of all wars and their dependents, and soldiers, sailors and marines of the armed forces of the United States who served during peace time and received injuries directly due to their service.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1175, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,

May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Ange of Lafayette—

House Bill No. 2012:

A bill to be entitled An Act legalizing hunting and trapping without a license in counties having a population of not less than 4200 and not more than 4400 according to the last preceding state census.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 2012, contained in the above message, was read the first time by title only.

Senator Black moved that the rules be waived and House Bill No. 2012 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 2012 was read the second time by title only.

Senator Black moved that the rules be further waived and House Bill No. 2012 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 2012 was read the third time in full.

Upon the passage of House Bill No. 2012 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 2012 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,

May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Messrs. Henderson and Gillespie of Volusia—

House Bill No. 1768:

A bill to be entitled An Act to re-designate and re-establish a part of State Road 19 in Volusia County.

Also—

By Mr. Lewis of Gulf—

House Bill No. 1770:

A bill to be entitled An Act designating and establishing certain roads in Liberty County, Florida, as State roads.

Also—

By Mr. Strayhorn of Lee—

House Bill No. 1795:

A bill to be entitled An Act designating and establishing certain roads in Lee County, Florida, as State roads.

Also—

By Messrs. Holsberry and Malone of Escambia—

House Bill No. 1799:

A bill to be entitled An Act to declare, designate and establish a certain State road in Escambia County, Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 1768, 1770, 1795 and 1799, contained in the above message, were read the first time by titles only and placed on the Calendar of Bills on second reading without reference.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,

May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Messrs. Holsberry and Malone of Escambia—

House Bill No. 1805:

A bill to be entitled An Act to declare, designate and establish a certain State road in Escambia County, Florida.

Also—

By Messrs. Holsberry and Malone of Escambia—

House Bill No. 1806:

A bill to be entitled An Act to declare, designate and establish a certain State road in Escambia County, Florida.

Also—

By Messrs. Allen and Boatwright of Suwannee—

House Bill No. 1811:

A bill to be entitled An Act to declare, designate and establish as a part of the State Road System the following roads in Suwannee County named and known by the Board of County Commissioners of Suwannee County, Florida.

Also—

By Messrs. Surrency of Sarasota and Wotitzky of Charlotte—

House Bill No. 1818:

A bill to be entitled An Act to declare, designate and establish a certain road located in Charlotte and Sarasota Counties as a State road or highway.

Also—

By Mr. McCarty of St. Lucie—
House Bill No. 1826:

A bill to be entitled An Act designating and establishing certain roads in St. Lucie County, Florida, as State roads.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 1805, 1806, 1811, 1818 and 1826, contained in the above message, were read the first time by titles only and placed on the Calendar of Bills on second reading without reference.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has reconsidered, amended and passed:

By Messrs. Harris and Jenkins of Alachua—
House Bill No. 1670:

A bill to be entitled An Act authorizing the Board of Public Instruction in the counties of this State having a population of not less than 36,000 and not more than 37,000, according to the last State census, to use any portion of the excess remaining in the General Fund of the Board of Public Instruction after the payment of all obligations payable therefrom in allocation to the respective Special Tax School Districts in amounts proportionate to the taxes paid by said respective districts into the General School Funds of the county during the preceding fiscal year, for payment of outstanding and unpaid notes of any of the Special Tax School Districts in said counties and providing that said money shall not be used to pay said notes unless the holders thereof will agree to discount the notes ten per cent, if they are paid from this fund and provided such allocated funds not used in payment of said notes shall revert to the General Fund of the Board of Public Instruction of said county.

Also—

By Mr. Burks of Pasco—
House Bill No. 2010:

A bill to be entitled An Act authorizing and empowering the Board of Public Instruction for the County of Pasco, State of Florida, to purchase, or contract to purchase for school purposes, the fee simple title to real estate, or any outstanding lien or interest therein, in all cases where the provisions of Chapter 4662, Acts of 1899, Laws of Florida, also referred to as Section 509, Compiled General Laws of Florida, 1927, have not been complied with in acquiring real estate upon which improvements have been made or erected; delinquent taxes paid, or any work done thereon, in whole or in part, through the expenditure of school funds; and to do all acts necessary to legally acquire title to said real estate or any interest therein; further authorizing said Board of Public Instruction for the County of Pasco, State of Florida, to borrow money from time to time, as occasion may require, to pay any indebtedness incurred in connection with the acquisition of said real estate. Said Act to further dispense with the necessity of complying with the provisions of said Chapter 4662, Acts of 1899, Laws of Florida, in acquiring property under the provisions of said Act, and repealing all laws or parts of laws in conflict therewith, to the extent of such conflict.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1670, contained in the above message, was read the first time by title only.

Senator Black moved that the rules be waived and House Bill No. 1670 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1670 was read the second time by title only.

Senator Black moved that the rules be further waived and House Bill No. 1670 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1670 was read the third time in full.

Upon the passage of House Bill No. 1670 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1670 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 2010, contained in the above message, was read the first time by title only.

Senator Gideons moved that the rules be waived and House Bill No. 2010 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 2010 was read the second time by title only.

Senator Gideons moved that the rules be further waived and House Bill No. 2010 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 2010 was read the third time in full.

Upon the passage of House Bill No. 2010 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 2010 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Fuller of Pinellas—

House Bill No. 1993:

A bill to be entitled An Act to create as an agency of the State in Pinellas County the Pinellas County Museum, Aquarium, Marine and Botanical Gardens Authority, describing and naming its members and their tenure of office, authorizing the authority to construct museum buildings, acquire or purchase the objects, specimens, relics and other material to go in the same, to erect aquarium and suitable reservoirs, tanks and display cases for marine life and to purchase or acquire marine life with which to stock the marine gardens, to purchase and acquire plants, trees and botanical and horticultural specimens and to establish botanical and horticultural gardens and to acquire by purchase or otherwise the land upon which to construct and place said buildings and specimens and, if necessary, exercise the right to eminent domain for that purpose. To fix and collect tolls, entrance fees, rentals and charges for admission thereto, conferring other incidental powers and authorizing the authority to issue revenue debentures which shall be a lien only upon the revenues of the project, setting forth the terms and conditions upon which debentures may be issued and the rights and remedies of the holders of such debentures and providing for the validation of such debentures, exempting the property of the authority from liability and other matters necessary in the premises.

Proof of Publication Attached.

Also—

By Mr. Butt of Brevard—
House Bill No. 1957:

A bill to be entitled An Act limiting the daily catch of black bass by any one person to eight (8) in all counties of the State of Florida now having a population of not more than fifteen thousand (15,000); and not less than fourteen thousand and five hundred (14,500) according to the last state census, and providing a penalty for the violation of this Act.

Also—

By Mr. Ange of Lafayette—
House Bill No. 2018:

A bill to be entitled An Act making it lawful to fish in any waters and streams located in those counties of the State of Florida having a population of not less than 4200 and not more than 4400 according to the last State census for twelve (12) months in each year, and repealing all laws in conflict herewith and specifically repealing any limitation upon the number or quantity of fish taken from said waters.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1993, contained in the above message, was read the first time by title only.

Senator Kelly (11th) moved that the rule be waived and House Bill No. 1993 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1993 was read the second time by title only.

Senator Kelly (11th) moved that the rules be further waived and House Bill No. 1993 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1993 was read the third time in full.

Upon the passage of House Bill No. 1993 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1993 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 1957, contained in the above message, was read the first time by title only.

Senator Parrish moved that the rules be waived and House Bill No. 1957 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1957 was read the second time by title only.

Senator Parrish moved that the rules be further waived and House Bill No. 1957 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1957 was read the third time in full.

Upon the passage of House Bill No. 1957 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1957 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 2018, contained in the above message, was read the first time by title only.

Senator Parker moved that the rules be waived and House Bill No. 2018 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 2018 was read the second time by title only.

Senator Parker moved that the rules be further waived and House Bill No. 2018 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 2018 was read the third time in full.

Upon the passage of House Bill No. 2018 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 2018 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Jenkins of Alachua—

House Bill No. 1860:

A bill to be entitled An Act authorizing and empowering Alachua County, Florida, by and through the Board of County Commissioners of said County, to grant, bargain, sell, exchange and convey unto the United States of America the following described property, situate, lying and being in the City of Gainesville, County of Alachua, State of Florida, to-wit: All of Block 3, Range 3 of Original Gainesville, as per plat recorded in deed book "H" at page 383 of the public records of Alachua County, Florida, together with the improvements thereon, and the tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining, in consideration of and exchange for a conveyance by and from the United States of America, transferring and conveying to Alachua County, Florida, the following described real estate, situate, lying and being in the City of Gainesville, Alachua County, State of Florida, to-wit: All of Lot 3 of Graham and Hampton's subdivision of Oak Hall Plat, as per plat recorded in plat book "A," page 66 of the public records of Alachua County, Florida, together with the improvements thereon; and the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and prescribing the manner of effectuating such conveyance and exchange.

Proof of Publication attached.

Also—

By Mr. Marchant of Polk—
House Bill No. 2023:

A bill to be entitled An Act relating to the municipal government of the City of Lakeland, Florida, and providing for the establishment of a Civil Service Board in said City, and that such board shall have authority to employ and discharge certain employees of said City; establishing Civil Service of certain employees of said City other than elective officers; providing for the appointment and election of members of said Civil Service Board and setting forth the qualifications for members thereof, and providing for their removal and the choice of their successors, and providing for the compensation and seniority of employees, and the right of discharged employees to appeal to said board; and granting to said board the authority to determine the qualifications necessary to be possessed by employees of said City, and providing for competitive examinations for applicants for positions with said City; and providing for seniority rights of employees of said City upon their discharge because of excessive number of employees, and granting unto said board the power to adopt and enforce rules and regulations for the administration of said Act and to carry out the policy, purpose and effect thereof.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1860, contained in the above message, was read the first time by title only.

Senator Black moved that the rules be waived and House Bill No. 1860 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1860 was read the second time by title only.

Senator Black offered the following amendment to House Bill No. 1860:

Add Section 3, (typewritten bill) to read as follows: It shall be unlawful for the Board of County Commissioners to pay any brokerage fee, commission, attorney's fee, or other compensation to any realtor, real estate agent, attorney or other person for services to be rendered in securing the exchange of the property herein mentioned.

Senator Black moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Black also offered the following amendment to House Bill No. 1860:

Add a new section to read as follows: Section 4. This Act shall not be effective until the same shall have been referred to the voters of Alachua County for adoption or rejection by the majority of the qualified electors voting upon the question of adoption or rejection. The adoption or rejection of this Act shall be submitted to the qualified voters of Alachua County at the primary election to be held in 1940, and should 51% or more of the qualified voters at said election be in favor of the adoption of this bill then this Act shall be and remain in full force and effect, and the Board of County Commissioners of Alachua County shall cause the question of the adoption or rejection of this Act to be placed upon the official ballot at the first primary election to be in 1940 and an opportunity given to all the qualified voters to vote upon the same.

Senator Black moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Black also offered the following amendment to House Bill No. 1860:

Renumber Sections 3, 4 and 5 to read 5, 6, and 7.

Senator Black moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Black also offered the following amendment to House Bill No. 1860:

Immediately after the title insert the following:

Whereas, this bill involves the trading and exchanging of one entire block in the City of Gainesville for property consisting of less than one-half of the amount now owned by the County; and,

Whereas the Board of County Commissioners by their resolution apparently desire the authority to make such an exchange; and,

Whereas if such exchange is made it should be made without any brokerage fee, commissions, or attorneys' fee being paid to any real estate agent, or any attorney for any service connected herewith.

Senator Black moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Black moved that the rules be further waived and House Bill No. 1860, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1860, as amended, was read the third time in full.

Upon the passage of House Bill No. 1860, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1860 passed, as amended, and the action of the Senate was order certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 2023, contained in the above message, was read the first time by title only.

Senator Holland moved that the rules be waived and House Bill No. 2023 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 2023 was read the second time by title only.

Senator Holland moved that the rules be further waived and House Bill No. 2023 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 2023 was read the third time in full.

Upon the passage of House Bill No. 2023 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 2023 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By the Committee on Finance and Taxation—

House Bill No. 1912:

A bill to be entitled An Act to provide for raising sufficient revenue to defray the expenses of the State for each of the fiscal years 1939 and 1940; and to provide for the levy of taxes in the several counties for said years.

Also—

By Mr. Fuller of Pinellas—

House Bill No. 1926:

A bill to be entitled An Act authorizing the creation of a tax and special assessment adjustment board for the City of St. Petersburg, Florida; prescribing its powers, duties and limitations; prescribing the length of time such board shall stay in existence; providing for a chairman and secretary and authorizing said board to adjust, settle and compromise delinquent taxes and special assessment liens held and owned by the City of St. Petersburg, Florida; providing that fees may be charged for making application for adjustment of delinquent taxes and special assessment liens, the proceeds from which to be used to defray the cost and expense of the operation of the board; providing that said Act shall not become effective until approved by a majority of the qualified electors of the City of St. Petersburg participating in an election called and held for the purpose of approving or rejecting this Act.

Proof of Publication attached.

Also—

By Messrs. Henderson and Gillespie of Volusia—

House Bill No. 1946:

A bill to be entitled An Act to establish a game preserve in a certain portion of Volusia County; to prescribe the boundaries and to prohibit the hunting or killing of wild game or birds in such preserve for a period of six years and to provide penalties for such violation; and providing for its operation and maintenance.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1912, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

And House Bill No. 1926, contained in the above message, was read the first time by title only.

Senator Kelly (11th), moved that the rules be waived and House Bill No. 1926 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1926 was read the second time by title only.

Senator Kelly (11th), moved that the rules be further waived and House Bill No. 1926 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1926 was read the third time in full.

Upon the passage of House Bill No. 1926 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1926 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 1946, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Platt of Collier—

House Bill No. 1942:

A bill to be entitled An Act designating and establishing certain roads in Collier County, Florida, as State roads.

Also—

By Mr. Lewis of Levy—

House Bill No. 1943:

A bill to be entitled An Act designating and establishing a State road in Levy and Alachua Counties.

Also—

By Mr. Sudduth of Bay—

House Bill No. 1954:

A bill to be entitled An Act declaring, designating and establishing certain State roads in Bay County, Florida.

Also—

By Messrs. Malone and Holsberry of Escambia—

House Bill No. 1964:

A bill to be entitled An Act designating and establishing certain roads in Escambia County, Florida, as State roads.

Also—

By Messrs. Beck and Morrow of Palm Beach—

House Bill No. 1966:

A bill to be entitled An Act to amend Section 1 of Chapter 18,216, Acts of 1937, to provide for designation of a certain State road in Palm Beach County; providing that said road shall in part run along the west boundary of Section 31, Township 43, Range 37.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 1942, 1943, 1954, 1964 and 1966, contained in the above message, were read the first time by titles only and placed on the Calendar of Bills on second reading without reference.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 31, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Lewis of Gulf—

House Bill No. 1822:

A bill to be entitled An Act to amend Section 118 of Chapter 18816, Laws of Florida, Acts of 1937, entitled: "An Act to abolish the present Municipal Government of the City of Port St. Joe, in the County of Gulf, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Port St. Joe, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges, and providing a referendum thereon."

Also—

By Mr. Griner of Dixie—

House Bill No. 1828:

A bill to be entitled An Act establishing an open season for hunting deer in Dixie County, Florida, in addition to the open season provided by general law; providing a penalty for the violation thereof and the repeal of all laws in conflict therewith.

Also—

By Mr. Adams of Calhoun—

House Bill No. 1854:

A bill to be entitled An Act to prohibit, in counties in the State of Florida, having a population of not more than 8,400 and not less than 8,352, according to the last preceding State census, the capture or injury or killing of alligators; the sale and transporting for sale, alligators, alligator skins or alligator eggs, and providing a penalty for the violation of this Act.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1822, contained in the above message, was read the first time by title only.

Senator Sharit moved that the rules be waived and House Bill No. 1822 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1822 was read the second time by title only.

Senator Sharit moved that the rules be further waived and House Bill No. 1822 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1822 was read the third time in full.

Upon the passage of House Bill No. 1822 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1822 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 1828, contained in the above message, was read the first time by title only.

Senator Parker moved that the rules be waived and House Bill No. 1828 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1828 was read the second time by title only.

Senator Parker moved that the rules be further waived and House Bill No. 1828 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1828 was read the third time in full.

Upon the passage of House Bill No. 1828 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1828 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 1854, contained in the above message, was read the first time by title only.

Senator Sharit moved that the rules be waived and House Bill No. 1854 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1854 was read the second time by title only.

Senator Sharit moved that the rules be further waived and House Bill No. 1854 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1854 was read the third time in full.

Upon the passage of House Bill No. 1854 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1854 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 1, 1939.

Hon. J. Turner Butler,
President of the Senate,
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Outman, of Pinellas—
House Bill No. 1915:

A bill to be entitled An Act creating a civil service for certain employees of the City of Saint Petersburg, Florida, and creating a Civil Service Board for said City governing the appointment, employment, demotion, suspension and discharge of said employees; defining the membership, powers and duties of said board; designating the employees that come under the provisions of this Act and other matters relating to the establishment of civil service in said city; repealing Chapter 18890 of the Acts of the Legislature of the State of Florida of 1937 relating to the same subject matter in the event of the ratification of this Act; and providing for a referendum on said Act, when said Act shall take effect and become operative, and other matters in regard thereto.

Also—

By Messrs. Finch and Pickels of Jackson—
House Bill No. 1948:

A bill to be entitled An Act to abolish the present Municipal Government of the City of Marianna, Jackson County, Florida, and to create, establish and organize a municipality to be known and designated as City of Marianna and to define its territorial boundaries, and to provide for its government, jurisdiction, powers, privileges, franchises and immunities and confirm its title to all city property, and validating

all tax assessments and levies heretofore made and prescribing the general powers to be exercised by said city.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1915, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

And House Bill No. 1948, contained in the above message, was read the first time by title only.

Senator Lewis moved that the rules be waived and House Bill No. 1948 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1948 was read the second time by title only.

Senator Lewis moved that the rules be further waived and House Bill No. 1948 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1948 was read the third time in full.

Upon the passage of House Bill No. 1948 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1948 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 1, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives refuses to concur in Senate Amendment to

House Bill No. 934:

A bill to be entitled An Act authorizing the State Motor Vehicle Commissioner, the State Road Department and Railroad Commission of the State of Florida to consummate reciprocal agreements with the proper authorities of other states relative to the operation of motor vehicles by non-residents over the highways of this State; providing for certain conditions to be included in such agreements and certain duties to be performed; and providing for approval by the Governor and repudiation by the Legislature of the State of Florida.

Which amendment reads as follows:

In Section 2 at the end of said section add the following: "Provided however that nothing herein contained shall apply to rates, rules or regulations now or hereafter applicable to common or contract carriers by motor transportation companies over the highways of the State of Florida.

And respectfully requests the Senate to recede therefrom.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

Senator Holland moved that the Senate do recede from the Senate Amendment to House Bill No. 934 as contained in the above message.

Which was agreed to and the Senate receded from Senate amendment to House Bill No. 934, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Sharit moved that the rules be waived and the Senate do now take up and consider House Bill No. 2015, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 2015:

A bill to be entitled An Act fixing the salaries of the mem-

bers of the School Board in all Counties of this State having a population of not less than 8,352 and not more than 8,400, according to the last State census.

Was taken up.

Senator Sharit moved that the rules be waived and House Bill No. 2015 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 2015 was read the second time by title only.

Senator Sharit moved that the rules be further waived and House Bill No. 2015 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 2015 was read the third time in full.

Upon the passage of House Bill No. 2015 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 2015 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Sharit moved that the rules be waived and the Senate do now take up and consider House Bill No. 1955, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 1955:

A bill to be entitled An Act to amend Sections 46, 47 and 54 of Chapter 11678 Laws of Florida, Acts of the Legislature at its Extraordinary Session, A. D. 1925, and to further amend Section 161 Chapter 11678, Laws of Florida, Acts of the Legislature at its Extraordinary Session, A. D. 1925, as amended by Chapter 16616 Laws of Florida, Acts of Legislature at its session A. D. 1933, the same being entitled: "An Act to abolish the present municipal government of the City of Panama City, the Town of Millville and City of St. Andrews, in the County of Bay, and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the City of Panama City, Bay County, and State of Florida; to define its territorial boundaries and to provide for its jurisdiction, power and privileges, by making it mandatory for City Manager to be appointed fixing his salary and changing the qualifications for the Municipal Judge and fixing the salary of the City Commissioners."

Was taken up.

Senator Sharit moved that the rules be waived and House Bill No. 1955 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1955 was read the second time by title only.

Senator Sharit moved that the rules be further waived and House Bill No. 1955 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1955 was read the third time in full.

Upon the passage of House Bill No. 1955 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1955 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Sharit moved that the rules be waived and the Senate do now take up and consider House Bill No. 1787, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 1787:

A bill to be entitled An Act fixing the compensation of the members of the Board of County Commissioners in Counties of the State of Florida having a population according to the Florida State census of the year 1935 of not less than Twelve thousand five hundred and not more than Twelve thousand nine hundred and fifty inhabitants.

Was taken up.

Senator Sharit moved that the rules be waived and House Bill No. 1787 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1787 was read the second time by title only.

Senator Sharit moved that the rules be further waived and House Bill No. 1787 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1787 was read the third time in full.

Upon the passage of House Bill No. 1787 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1787 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Dame moved that the hour of adjournment be extended ten (10) minutes.

Which was agreed to and it was so ordered.

Senator Coulter moved that the rules be waived and the Senate do now take up and consider House Bill No. 1944, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 1944:

A bill to be entitled An Act relating to fishing and making it unlawful to take from the fresh waters of any of the counties of the State of Florida having a population of not less than 12,925 and not more than 13,150, and also any of the counties of the State of Florida having a population of not less than 5,525, or not more than 5,850 any large or small mouth black bass during a period of each year beginning March 1 and ending April 20; and providing penalties for the violation of this Act.

Was taken up.

Senator Coulter moved that the rules be waived and House Bill No. 1944 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1944 was read the second time by title only.

Senator Coulter moved that the rules be further waived and House Bill No. 1944 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1944 was read the third time in full.

Upon the passage of House Bill No. 1944 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1944 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Coulter moved that the rules be waived and the Senate do now take up and consider House Bill No. 1995, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 1995:

A bill to be entitled An Act providing the open season for

the catching of salt water fish from the salt waters of any of the counties of the State of Florida having a population of not less than 12,925, and not more than 13,150, and providing the size of meshes in nets which may be used in salt water fishing, and providing penalties for the violation of this Act.

Was taken up.

Senator Coulter moved that the rules be waived and House Bill No. 1995 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1995 was read the second time by title only.

Senator Coulter moved that the rules be further waived and House Bill No. 1995 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1995 was read the third time in full.

Upon the passage of House Bill No. 1995 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1995 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Murphy moved that the rules be waived and the Senate do now take up and consider House Bill No. 1931, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 1931:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hardee County to sell, exchange and dispose of the bonds and interest coupons taken in payment of delinquent or current taxes in said County in tax adjustments pursuant to Chapter 16,252, Laws of Florida, Acts of 1933, and Chapter 15,056, Laws of Florida, Acts of 1931; providing for the distribution of the funds derived therefrom and for the transfer of said funds to pay any debt of said County, and prescribing the duties of the clerk of the Circuit Court and Board of County Commissioners with respect to the sale, exchange or other disposition of said bonds and interest coupons and the disposition of the monies derived from a sale thereof.

Was taken up.

Senator Murphy moved that the rules be waived and House Bill No. 1931 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1931 was read the second time by title only.

Senator Murphy offered the following amendment to House Bill No. 1931:

(Typewritten bill) strike out Section 10, and insert in lieu thereof the following: Section 10. This Act and the provisions thereof shall be submitted to the qualified electors of Hardee County, Florida, for confirmation or rejection at the next General Election to be held in said County in the year 1940, or at any Special Election that shall be called by the Board of County Commissioners after due notice has been given by legal notice to run in County papers for at least thirty days, and shall become effective only when said electors vote in favor thereof.

Senator Murphy moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Murphy also offered the following amendment to House Bill No. 1931:

In Section 1, line 4 (typewritten bill), strike out the words: "bonds and past due coupons on bonds of Hardee County and of special road and bridge districts within said county," and insert in lieu thereof the following: county-wide bonds and past due coupons thereon of Hardee County"

Senator Murphy moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Murphy also offered the following amendment to House Bill No. 1931:

Beginning in line 29, page 2 (typewritten bill), strike out the following: "and of the several special road and bridge districts therein,"

Senator Murphy moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Murphy also offered the following amendment to House Bill No. 1931:

In Section 2, line 14 (typewritten bill) strike out the following: "for a period of two weeks, or"

Senator Murphy moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Murphy also offered the following amendment to House Bill No. 1931:

In Section 2, line 3 (typewritten bill) strike out the words: "bonds, and/or past due interest coupons on county-wide bonds, or bonds, and/or past due interest coupons of special road and bridge districts within Hardee County," and insert in lieu thereof the following: "county-wide bonds, and/or past due interest coupons thereon"

Senator Murphy moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Murphy also offered the following amendment to House Bill No. 1931:

In Section 5, line 16 (typewritten bill), strike out the following: "and of the said special road and bridge districts therein,"

Senator Murphy moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Murphy also offered the following amendment to House Bill No. 1931:

In Section 4, line 12 (typewritten bill) strike out the words: "Public Instruction bonds, and/or interest coupons to be agreed upon" and insert in lieu thereof the following: "Public Instruction, County-wide bonds, and/or interest coupons thereon to be agreed upon"

Senator Murphy moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Murphy also offered the following amendment to House Bill No. 1931:

In Section 3, line 10 (typewritten bill), change the period in said line to a colon, and add the following: "provided, however, that none of said bonds or coupons shall be sold at a net price of less than 95% of the full face value thereof."

Senator Murphy moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Murphy also offered the following amendment to House Bill No. 1931:

In the first "Whereas" clause on page 1, (typewritten bill) beginning in line 3, strike out the following: "and bonds of special road and bridge districts in said county and interest coupons on bonds and special road and bridge districts in said county."

Senator Murphy moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Murphy also offered the following amendment to House Bill No. 1931:

Beginning in line 2, page 2, (typewritten bill) strike out the following: "and the several special road and bridge districts therein."

Senator Murphy moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Murphy also offered the following amendment to House Bill No. 1931:

Beginning in line 13, page 2, (typewritten bill) strike out the following: "and of the several road and bridge districts therein."

Senator Murphy moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Murphy moved that the rules be further waived and House Bill No. 1931, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1931, as amended, was read the third time in full.

Upon the passage of House Bill No. 1931, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1931 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The hour of adjournment having arrived a point of order was called and the Senate took a recess at 1:10 o'clock P. M., until 2:30 P. M., this day.

AFTERNOON SESSION

The Senate reconvened at 2:30 o'clock, P. M., pursuant to recess order.

The President in Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

A quorum present.

By permission the following Reports of Committees were received and filed:

REPORTS OF COMMITTEES

Senator Coulter, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following bills, and recommends that the same do pass.

House Bill No. 720:

A bill to be entitled An Act for the relief of Roy S. Gaskin and authorizing the State Road Department to pay said Roy S. Gaskin for injuries sustained by him while assisting one of its employees in the performance of his duties.

House Bill No. 246:

A bill to be entitled An Act for the relief of Woodrow W. Cottingham, a resident of Polk County, Florida, providing an appropriation for injuries and damages sustained by him while a member of the One Hundred and Sixteenth Field Artillery, Florida National Guard, with the rank of Sergeant; providing for the State Treasurer and the State Comptroller of the State of Florida to draw and cause to be drawn warrant in payment of the said appropriation herein provided for and providing for the enforcement of this Act.

House Bill No. 937:

A bill to be entitled An Act for the relief of Pauline Barber and her minor child, Barbara Ann Barber.

House Bill No. 252:

A bill to be entitled An Act for the relief of G. L. Cantrell and his wife, Mrs. G. L. Cantrell, and providing appropriation to compensate them for damage to property and injury to health by reason of the explosion of a certain section of public highway in DeSoto County, Florida.

And House Bills Nos. 720, 246, 937 and 252, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading—

Senate Bill No. 691:

A bill to be entitled An Act for the relief of William Fondie Bailey of Escambia County, Florida.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

And Senate Bill No. 691, contained in the above report, was referred to Committee on Enrolled Bills.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 79:

A bill to be entitled An Act to regulate and control the practice of photography, and defining the same and requiring a certificate of registration as a condition precedent to any party practicing photography, and prescribing the terms and conditions upon which certificates may be issued to any party to practice photography in the State of Florida, creating the State Board of Photographic Examiners, and defining and declaring its powers and duties; prescribing a course of study and requirements, imposing certain fees upon persons applying for certificates to practice photography in Florida, imposing certain annual license fees upon employers and photographers practicing photography in Florida, and appropriating the proceeds thereof to accomplish the purposes of this Act; and prescribing penalties for the violation of the provisions of this Act and regulations hereunder.

Senate Bill No. 315:

A bill to be entitled An Act to define and punish the offense of severing from the land of another any timber, tree or trees or any parcel of the realty and the taking and carrying away of same, and to provide the punishment therefor.

Senate Bill No. 459:

A bill to be entitled An Act creating the elective office of County Attorney in and for Alachua County, Florida, fixing the term of said office and the method of filling same, prescribing the duties of said County Attorney and fixing and prescribing his compensation therefor.

Senate Bill No. 606:

A bill to be entitled An Act requiring all Counties in the State of Florida having according to the last preceding State or Federal census a population of not less than 53,000 and of not more than 57,000 to provide medical treatment at county expense to indigent residents of such counties who are infected with venereal diseases, and authorizing the expenditure of County funds for such treatment, and authorizing the levy of ad valorem taxes to defray the expenses thereof, and providing that no such treatment shall be given to residents of any municipality situated in any such County required by law to provide such free medical treatment.

Senate Bill No. 812:

A bill to be entitled An Act establishing and creating a Marine Biological Reservation in a certain area in the waters of Santa Rosa Sound in Escambia County, Florida; describing said area; prohibiting the taking of any living marine organism from said area; providing penalties for the violation thereof; and providing for the time of taking effect of this Act.

Senate Bill No. 842:

A bill to be entitled An Act to prohibit the taking of fish, with certain nets, from the inland salt waters located in Flagler County, Florida.

Beg leave to report that the same have this day been presented to the Governor for his approval.

The following letter was received and read:

AN OPEN LETTER TO THE SENATE

June 1, 1939.

Honorable J. Turner Butler,
President of the Senate,
Capitol,
Tallahassee, Florida
Dear Mr. President:

Through you I wish to convey my sincere appreciation to the entire Senate for all kindnesses shown me during my days of sickness. As you well know, this is the first time in twenty years that you have been privileged to go down the home stretch without me being by your side. If the great Master of our destinies sees fit to recover my health and permit me to return two years hence, I'll be pleased to show you that I can still deliver the goods.

Again thanking you for all favors shown me during these hours of sickness, I beg to remain,

Your friend,

RAY Y. WALDEN.

Senator Parrish moved that the foregoing letter be spread upon the Journal.

Which was agreed to and it was so ordered.

Senator Holland moved that the rules be waived and the Senate do now take up and consider House Bill No. 1332, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 1332:

A bill to be entitled An Act imposing a tax for revenue of One Thousand (\$1,000) Dollars annually on all persons, firms, or corporations who bid for, or who perform, public contracts of public grading, streets, highways, sewers, bridges, or culverts in the State of Florida, where the bid submitted or the contract to be performed amounts to more than fifty thousand (\$50,000) dollars; declaring the public policy of the State of Florida and a legislative finding in regards thereto; declaring bidding on such contracts to be doing business in Florida; creating a State Highway Contractors Licensing Board; defining its powers and duties; requiring all contractors who bid for or perform public contracts for public grading, streets, highways, sewers, bridges, or culverts where the bid submitted or the contract let amounts to more than twenty-five thousand (\$25,000) dollars to pay a license fee of one hundred (\$100.00) dollars annually and to secure a license certificate from said board before submitting bids on or performing any such contracts; prescribing regulations regarding applications for and issuance of such license certificates by said Board to such contractors; authorizing said Board to issue licenses to such contractors who shall comply with this Act, and authorizing said Board to revoke licenses issued for cause, and to refuse to issue such licenses under certain conditions; providing for expenses for the administration of this Act; providing that the One Thousand (\$1,000) Dollars tax levied herein shall be appropriated to the general revenue fund, and providing that the license fee imposed on such contractors shall be credited to the State Highway Contractors Board fund, providing penalties for the violation of this Act, and repealing all laws and parts of laws in conflict herewith.

Was taken up.

Senator Holland moved that the rules be waived and House Bill No. 1332 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1332 was read the second time by title only.

Senator Holland moved that the rules be further waived and House Bill No. 1332 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1332 was read the third time in full.

Upon the passage of House Bill No. 1332 the roll was called and the vote was:

Yeas—Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Gillis, Gideons, Holland, Kanner, Kelly (11th), Kelly (16th), Lewis, Lindler, Mapoles, Parker, Parrish, Price, Sharit, Walker, Westbrook, Whitaker, Wilson—23.

Nays—Mr. President; Senators Dame, Dye, Graham, Johns, Kendrick, Rose, Ward—8.

So House Bill No. 1332 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Holland withdrew Senate Bill No. 779.

Senator Holland moved that the rules be waived and the Senate do now take up and consider House Bill No. 1103, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 1103:

A bill to be entitled An Act relating to public performing rights in copyrighted musical compositions and dramatic-musical compositions; defining the same; regulating licensing of same; prescribing filing fees; making provisions for a resident agent in the State; levying a tax on the gross receipts from the licensing of such rights within the State of Florida; providing for the enforcement of this Act; the promulgation of rules and regulations, governing the enforcement of this Act; appropriating the proceeds of the tax and fees levied herein and repealing certain laws in conflict herewith.

Was taken up.

Senator Holland moved that the rules be waived and House Bill No. 1103 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1103 was read the second time by title only.

Senator Holland moved that the rules be further waived and House Bill No. 1103 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1103 was read the third time in full.

Upon the passage of House Bill No. 1103 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Clarke, Coulter, Dame, Dye, Gillis, Graham, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, Murphy, Parker, Parrish, Rose, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—30.

Nays—None.

So House Bill No. 1103 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Holland withdrew Senate Bill No. 635.

Senator Holland moved that the rules be waived and the Senate do now take up and consider House Bill No. 1912, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 1912:

A bill to be entitled An Act to provide for raising sufficient revenue to defray the expenses of the State for each of the fiscal years 1939 and 1940; and to provide for the levy of taxes in the several counties for said years.

Was taken up.

Senator Holland moved that the rules be waived and House Bill No. 1912 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1912 was read the second time by title only.

Senator Holland moved that the rules be further waived and House Bill No. 1912 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1912 was read the third time in full.

Upon the passage of House Bill No. 1912 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Clarke, Coulter, Dame, Dye, Gillis, Gideons, Graham, Hodges, Holland, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Mapoles, Murphy, Parker, Parrish, Price, Rose, Sharit, Ward, Westbrook, Whitaker, Wilson—29.

Nays—None.

So House Bill No. 1912 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Holland moved that the rules be waived and the Senate do now take up and consider Messages from the House of Representatives, out of their order.

Which was agreed to by a two-thirds vote.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 1, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

Committee Substitute for House Bill No. 1969:

A bill to be entitled An Act relating to taxation, levying and imposing an excise tax on the use of "fuel" or "motor vehicle fuel" which shall mean and include all combustible gases and liquids used in an internal combustion engine for the generation of power to propel vehicles of any kind or character on the public highways of the State of Florida, excepting such

fuels as are subject to the tax imposed by Chapter 15659, Laws of Florida, Acts of 1931, or any other gasoline taxing acts of the State of Florida; levying and imposing a license tax on the use of "fuel" or "motor vehicle fuel"; providing for the report of the use of such commodities, and the collection and payment of such taxes; creating special funds for the reception of such taxes; providing the purposes of such taxes, and the deposit, appropriation and disposition of the proceeds derived from such taxes; providing for the enforcement of this Act and penalties for violation hereof."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
BEN H. FUQUA,
Chief Clerk House of Representatives.

And Committee Substitute for House Bill No. 1969, contained in the above message, was read the first time by title only.

Senator Holland moved that the rules be waived and Committee Substitute for House Bill No. 1969 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 1969 was read the second time by title only.

Senator Holland moved that the rules be further waived and Committee Substitute for House Bill No. 1969 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 1969 was read the third time in full.

Upon the passage of Committee Substitute for House Bill No. 1969 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Black, Clarke, Dame, Dye, Gillis, Gideons, Graham, Hodges, Holland, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Mapoles, Murphy, Parrish, Price, Rose, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—29.

Nays—None.

So Committee Substitute for House Bill No. 1969 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Holland withdrew Senate Bills Nos. 679 and 195.

Senator Holland moved that House Bill No. 743 be recalled from the Committee on Finance and Taxation and placed on the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

Senator Holland moved that the rules be waived and the Senate do now take up and consider House Bill No. 743, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 743:

A bill to be entitled An Act relating to premium taxes on persons, firms, associations or corporations doing an insurance business in the State of Florida, and making appropriation for refunds in case of overpayment.

Was taken up.

Senator Holland moved that the rules be waived and House Bill No. 743 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 743 was read the second time by title only.

Senator Holland moved that the rules be further waived and House Bill No. 743 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 743 was read the third time in full.

Upon the passage of House Bill No. 743 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Kanner, Kelly (11th), Kelly (16th), Lewis, Mapoles, Murphy, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—31.

Nays—None.

So House Bill No. 743 passed, title as stated, and the action

of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Holland moved that the rules be waived and the Senate do now take up and consider House Bill No. 548, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 548:

A bill to be entitled An Act assenting to the provisions of the Act of Congress entitled "An Act to provide that the United States shall aid the States in wildlife restoration projects and for other purposes," approved September 2, 1937, and prohibiting the diversion of the funds accruing to the State of Florida from license fees paid by hunters for any purpose other than the administration of the Department of Game and Fresh Water Fish of Florida.

Was taken up.

Senator Holland moved that the rules be waived and House Bill No. 548 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 548 was read the second time by title only.

Senator Holland moved that the rules be further waived and House Bill No. 548 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 548 was read the third time in full.

Upon the passage of House Bill No. 548, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Black, Clarke, Coulter, Dame, Dye, Gillis, Gideons, Graham, Hinely, Holland, Kelly (11th), Kelly (16th), Kendrick, Lewis, Murphy, Parrish, Price, Rose, Savage, Sharit, Walker, Westbrook, Whitaker, Wilson—27.

Nays—Senators Beall, Ward—2.

So House Bill No. 548 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Holland withdrew Senate Bill No. 428.

Senator Holland moved that the rules be waived and the Senate do now take up and consider House Bill No. 654, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 654:

A bill to be entitled An Act to amend Section 20 of Chapter 13644, Laws of Florida, Acts of 1929, as amended by Chapter 17015, Acts of 1935, relating to fresh water fish and game.

Was taken up.

Senator Holland moved that the rules be waived and House Bill No. 654 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 654 was read the second time by title only.

Senator Holland moved that the rules be further waived and House Bill No. 654 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 654 was read the third time in full.

Upon the passage of House Bill No. 654, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Dame, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Parrish, Price, Rose, Walker, Westbrook, Whitaker, Wilson—28.

Nays—None.

So House Bill No. 654 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Parrish now presiding.

Senator Holland moved that the rules be waived and the Senate do now take up and consider House Bill No. 1906, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 1906:

A bill to be entitled An Act to amend Chapter 18011, Laws of Florida, Acts of 1937, the same being entitled "an Act to license taxes, repealing Chapter 14491, and Chapter 14528, Laws of Florida, Acts of 1929; repealing parts of Chapter 2 of Title VI, of Division 1 of the Revised General Statutes of Florida, of 1920; repealing Chapter 16801 and Chapter 17167, Laws of Florida, Acts of 1935; imposing certain license taxes and providing for the payment and collection thereof, and providing that license taxes shall be a lien on the property of the person liable therefor, under certain circumstances."

Was taken up.

Senator Holland moved that the rules be waived and House Bill No. 1906 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1906 was read the second time by title only.

The Committee on Finance and Taxation offered the following amendment to House Bill No. 1906:

In the (typewritten bill), strike out everything after the enacting clause, and insert in lieu thereof the following:

Section 1. That from and after the passage of this Act, Chapter 18011, Laws of Florida, Acts of 1937, shall be and the same is hereby amended to read as follows:

Section 1. No person, firm or corporation shall engage in or manage any business, profession or occupation, for which an occupational license tax is required by this Act or other law of this State, unless a State License, or a State and County License, or County License, as the case may be, shall have been procured from the Tax Collector of the County where the place of business may be located, or where the profession or occupation may be engaged in, or from the Comptroller or State Treasurer, as is provided for by this Act, or any other law of this State, which license shall be issued to each person, firm, or corporation upon receipt of the amount hereinafter provided, or as may be otherwise provided by law, and in case the license is issued by the Tax Collector, he must collect in addition thereto the County Judge's fee of twenty-five cents for each County License signed by him, and such license shall be signed by the Tax Collector and the County Judge and shall have the County Judge's seal thereon.

Section 2. That in every case, not otherwise provided by law, a County License Tax of fifty per cent of the State License Tax be and the same is hereby levied and imposed upon every business, profession, or occupation, and the Tax Collector of each County in this State is hereby authorized and directed to collect such County License Tax when the business, profession, or occupation is engaged in, conducted or carried on in any such County, and all of the penalties prescribed by this Act for the non-payment of license taxes or for doing business without a license shall extend to and apply to County License Taxes, whether imposed by this Act, or any law of the State of Florida. Provided that incorporated cities and towns may impose such further license taxes of the same kind upon the same subjects as they may deem proper, except when otherwise provided by this Act, or other law, but the license taxes so imposed shall not exceed fifty per cent of the State License Tax, except as otherwise authorized by law.

Section 3. No license shall be issued for more than one year, and all licenses shall expire on the first day of October of each year, except as otherwise provided by law. All business licenses may be transferred with the approval of the Comptroller with the business for which they were taken out when there is a bona fide sale and transfer of the property used and employed in the business as stock in trade, but such transferred license shall not be held good for any longer time or any other place than that for which it was originally issued; provided, that the original license shall be surrendered to and filed with the County Judge at the time application for transfer is made, and such transferred license after being approved shall be of the same force and effect as the original license.

Section 4. All licenses shall be payable on or before the first day of October, of each year, unless otherwise provided by law, and except as may be otherwise provided by law any person who was not liable for a license during the first half of the license year, may be issued a license during the second half of the license year, upon payment of one-half the amount fixed as the price of such license for one year.

Section 5. Every person engaged in the business of trading, buying, bartering, serving, or selling tangible personal property as owner, agent, broker, or otherwise, shall pay a license tax of \$10.00 (which shall entitle him to maintain one place of business, stationary or movable) and shall pay \$10.00 for

each additional place of business, provided that the said ten dollar license tax shall not be required for any place of business licensed under the provisions of Chapter 16848, Laws of Florida, Acts of 1935; provided that the license for each bulk plant or depot of wholesale dealers in petroleum products shall be \$50.00. Wholesalers and others who do not for any reason pay a license tax calculated wholly or in part on gross receipts from all their sales and who keep a stock of merchandise for sale shall pay an additional tax of \$1.50 for each thousand dollars of their stock of merchandise (other than petroleum products) on the gross receipts from the sale of which a license tax is not calculated and paid. Vehicles used by any person for the sale and delivery of tangible personal property at wholesale from his established place of business on which a license is paid, shall not be construed to be separate places of business and no license may be levied on such vehicles or the operators thereof as salesmen or otherwise, by the State or any County or Municipality, any other law to the contrary notwithstanding.

No license shall be required under this Section, where the trading, buying, bartering, serving, or selling of tangible personal property is a necessary incident of some other business classification for which an occupational license is required by this Act or other law of this State, and is carried on at the place of business licensed under such other classification (nor shall this Section apply to any person engaged exclusively in the sale at retail of gasoline and other petroleum products).

Section 5-A. Every person engaged in the business of operating a restaurant, cafe, or other public eating place (whether operated in conjunction with some other line of business or not) who does not pay a license calculated on the gross receipts from such restaurant, cafe, or other public eating place, shall pay a license tax based on the number of people for whom he has seats or accommodations for the service of food at any one time in accordance with the following schedule:

With seats or accommodations for less than 15 persons, a license tax of \$5.00;

With seats or accommodations for 15 persons and not more than 50 persons, a license tax of \$10.00;

With seats or accommodations for 50 persons and not more than 150 persons, a license tax of \$25.00;

With seats or accommodations for over 150 persons, a license tax of \$50.00.

Section 6. Every person engaged in any business, as owner, agent, or otherwise, that performs some service for the public in return for a consideration, shall for each place of business pay a license tax of \$3.00, plus an additional amount based on the number of persons employed or working thereat according to the following schedule:

Where two persons are employed, an additional amount of \$3.00;

Where three persons are employed, an additional amount of \$6.00;

Where four persons are employed, an additional amount of \$9.00;

Where five persons are employed, an additional amount of \$12.00;

For each person in excess of five employed, an additional amount of \$1.00;

Provided, that the total license shall not exceed \$50.00.

No license shall be required under this Section for any business, the principal function of which is the performance of some service for the public in return for a consideration, when the nature of the service is such that an occupational license is required of such business by some other section of this Act or law of this State, but this proviso shall not be construed to exempt service departments of merchandising and other lines of business from the license required by this section.

Section 7. Every person engaged in the business of manufacturing, processing, quarrying or mining, shall for each place of business pay a license tax of \$5.00, plus one dollar for each person in excess of one person employed thereat; provided, said license shall not exceed one hundred dollars.

No license shall be required under this section where the manufacturing, processing, quarrying, or mining is incidental to and a part of some other business classification for which a license is required by this Act, and is carried on at the place of business licensed under such classification.

Section 8. Every person other than non-profit co-operative associations engaged in the business of packing, processing, or canning agricultural products not grown by him, shall for

each place of business pay a license tax of \$10.00, plus \$1.00 for each person in excess of five persons employed thereat; provided, said license shall not exceed \$25.00.

Section 9. Every person engaged in the business of trading, bartering, buying, lending or selling intangible personal property, whether as owner, agent, broker or otherwise, shall pay a license tax of \$25.00 for each place of business.

No license shall be required under this section where the trading, bartering, buying, lending or selling is incidental to and a part of some other business classification on which an occupational license tax is imposed by this Act, or other law of the State of Florida.

Section 10. Every person engaged in the practice of any profession, whether or not such profession be regulated by law, shall pay a license tax of \$10.00 for the privilege of practicing, which license tax shall not relieve the person paying same from the payment of any license tax imposed on any business operated by him.

Section 11. Every person engaged in the business of contracting in any of its branches shall pay a license tax of \$3.00, plus \$2.00 for each person employed thereat up to and including ten persons, and \$1.00 for each person in excess of ten; provided, said license shall not exceed \$100.00.

A person who does all the work himself with no employees, helpers, or partners shall not be required to obtain a license under this section.

Section 12. Every person engaged in the business of operating a bank or trust company shall pay a license tax of fifty cents for each thousand dollars of the capital of the bank.

Section 13. Every person engaged in the business of operating a school, college, or other educational or training institution for profit shall pay a license tax of \$10.00 for each place of business, except that persons giving lessons or instructions in their homes without assistants or a staff shall not be required to pay a license.

Section 14. Every person renting for profit advertising space in or on any boat, car, bus, truck or other vehicle, shall pay a license tax of \$1.00 for each such boat, car, bus, truck or other vehicle operated by him.

Section 15. Before any person shall sell or be engaged in the business of selling goods, wares, merchandise, or other personal property, such sales being advertised as bankrupt, insolvent, insurance, assignee, trustee, testator, executor, administrator, receiver, auction, syndicate, railroad or other wreck, wholesale or manufacturer's or closing out sale, or as goods damaged by smoke, fire, water or otherwise, such person shall pay a license tax of two hundred and fifty dollars; but the provisions hereof shall not apply to bona fide sales of general assignees for the benefit of creditors or bona fide trustees selling under power of sale in any deed of trust or mortgage or lien, executors and administrators selling goods of their decedents, or to any officer selling the property under legal process, or to regularly licensed auctioneers, selling bona fide at public outcry in the usual course of their business, or bona fide merchants in selling or disposing of stocks of merchandise who were the original owners of said stocks of merchandise, and license having been already paid by the merchant prior to the bankruptcy proceedings. The license required by this section shall not be transferable. The use of any of the descriptive words or phrases referred to in this Section as a part of a trade or firm name shall be construed to require the obtaining of the license herein provided for.

Section 16. Each person who shall travel from place to place purchasing junk, shall pay a license tax in each County of ten dollars and he shall, before leaving any village or incorporated town or city, submit to the Chief of Police or Marshal a list of the junk he has purchased, together with the name of the person from whom purchased, together with his permanent address.

Section 17. Owners of toll bridges shall pay a license tax of \$250.00 where the bridge is entirely within the limits or boundaries of any one County, and where the bridge joins two counties a license tax of \$250.00 in each such County shall be paid; provided, that nothing in this Act shall apply to toll bridges owned by any County or Municipality in this State.

Section 18. Every person engaged in the business of operating for profit a cemetery, mausoleum, or similar place or institution, shall for each place of business pay a license tax of \$50.00.

Section 19. Every person who operates for profit any machine, contrivance, or device which is set in motion or made

or permitted to function by the insertion of a coin or slug, shall pay a license tax of \$5.00 for each machine, contrivance, or device; provided, that when any merchandise vending machine is located in and operated only in a place of business for which a license has been duly issued for trading, buying, bartering, serving or selling tangible personal property under this or other law of this State the license tax thereon shall be \$2.00 for each machine, contrivance, or device; provided, that when any machine, contrivance, or device as described herein operates by the insertion of a penny, the license tax thereupon shall be fifty cents for each machine, contrivance, or device, and provided that this section shall include all machines, contrivances or devices operated for amusement and which devices do not dispense to the person any prize, money or other thing of value; and provided that this section shall not apply to coin operated machines licensed under some other law of this State, and provided that no license shall be required on coin operated machines vending drinking cups or postage stamps, or on coin operated parcel checking lockers and toilet locks, used in railroad, bus, airport stations, or depots, and in hotels, boarding houses, restaurants, and rest rooms, for the convenience of, and in rendering service to the public.

Section 19-A. No license shall be required for any non-profit sponge cooperative association organized under the laws of the State of Florida.

Section 20. Every person who operates for profit any game, amusement or recreational device, contrivance, or facility not otherwise licensed by this Act or other law of this State shall pay a license tax of \$5.00 on each such game, amusement or recreational device, contrivance, or facility, except that a license of \$25.00 shall be paid on each billiard or pool table.

Section 21. Every person engaged in the business of operating a boarding house, lodging house, tourist camp, cabin camp, auto court, or hotel having beds for ten or more persons shall pay a license tax for each place of business of fifty cents for each room therein.

Section 22. Every fortune teller, clairvoyant, palmist, astrologer, phrenologist, characted reader, spirit medium, absent treatment healer, or mental healer, and every person engaged in any occupation of a similar nature shall pay a license tax of \$100.00. Provided, that this section shall not be construed to require members of any recognized Christian Demonstration who pray for the sick, to obtain a license.

Section 23. Every person who operates for profit any place where dancing is permitted or entertainment such as variety programs or exhibitions is provided for a charge, shall pay a license tax of \$100.00. The license required by this section shall be in addition to any other license required by law and the operation of such a place as herein described shall not be construed to be incidental to some other business; provided, that a license may be issued for one night only, upon the payment of twenty-five dollars, but in such cases the Tax Collector must write across the license the words, "Good for one night only." Provided, further, that this section shall not apply to entertainments given for charitable purposes, the proceeds of which are given to local charities; provided, further, that this section shall not apply to any place operated as a theatre or moving picture show only; provided, further, that this Section shall not apply to hotels paying an occupational tax as provided for in Section 21.

Section 24. Every person engaged in the operation of any business of such nature that no license can be properly required of it under any other provisions of this Act, or other law of the State of Florida, shall pay a license tax of \$100.00; provided, that no license shall be required for the growing or producing of agricultural and horticultural products.

Section 25. All farm and grove products and products manufactured therefrom, except intoxicating liquors, wine, or beer, shall be exempt from all forms of license tax, State, County and Municipal when the same is being offered for sale or sold by the farmer or grower producing the said products. The management of wholesale farmers produce markets shall have the right to pay a flat license of \$100.00 that will entitle their stall tenants to deal in agricultural and horticultural products without obtaining individual licenses. Wood for fuel cut by bona fide farmers who sell the same shall also be exempt.

Section 26. Nothing in this Act shall be construed to require a license for practicing the religious tenets of any church.

College and High School students may, with the approval of the Athletic Association or Authority of their school, sell

the pennants, badges, insignia and novelties of their school without being required to pay a license.

Section 27. All confirmed cripples, deaf and dumb persons, or invalids physically incapable of manual labor, all Confederate Veterans of the Civil War, and widows with minor dependents, and who use their own capital only, not in excess of three hundred dollars, shall be allowed to engage in any business or occupation in Counties in which they live without being required to pay for a license; except that this exemption shall not apply to any of the occupations specified in Section 22. The exemption provided by this section shall be allowed only upon the certificate of the County Physician, or other reputable physician, that the applicant claiming the exemption is a confirmed cripple or invalid, the nature and extent of the disability being specified therein, and in case the exemption is claimed by a Confederate Veteran of the Civil War, or a widow with minor dependents proof of the right to the exemption shall be made. Any person entitled to the exemption provided by this Section shall, upon application and furnishing of the necessary proof as aforesaid, be issued a license which shall have plainly stamped or written across the face thereof the fact that it is issued under this section, and the reason for the exemption shall be written thereon. Disabled veterans of the World War and the Spanish War shall be allowed the same exemptions as are now allowed by law.

Section 28. No license shall be issued except upon written application of the person applying for the same, and it shall be the duty of the Tax Collector, before issuing a license based wholly or in part upon property valuation, capital stock, merchandise inventory, capacity, production, number of persons employed, number of places of business, or any other contingency, to require the person applying for such license to file, under oath, a statement giving full and complete information relative to the property valuation, capital stock, merchandise inventory, capacity, production, number of persons employed, number of places of business, or other contingency, as the case may be. The applications and statements required by this Section shall be retained as a part of the records of the Tax Collector's office.

Section 29. Whenever the amount of a license tax shall be based wholly or in part of the number of persons employed, or the value of the stock of merchandise maintained, the number or value to be used in calculating the amount of the license tax shall be the average number of persons employed or the average value of merchandise maintained during the preceding license year, or the average number of persons or average value of merchandise reasonably expected to be employed or maintained during the period for which the license is to be issued, whichever number or value shall be the greater. The average shall be obtained by adding the maximum and minimum number of persons or the maximum and minimum values of merchandise for the period for which the average is to be obtained and the division by two of the sum of the maximum and minimum.

The term "persons employed" includes all persons actively working in the business whether owners thereof or not.

Section 30. The Comptroller of the State of Florida shall furnish such blanks as are required in book form to the County Judge of each County, who shall give to the Comptroller his receipt therefor, stating the number of blank licenses in each book received, and the County Judge shall return such books for examination at any time when requested to do so by the Comptroller. Every State or County License shall be furnished by the County Judge, under his seal of office, to the Tax Collector, on the blanks published by the Comptroller, after signing the same and taking his receipt therefor, and the Tax Collector shall fill out and sign each license before issuing the same to the person or persons, paying him the necessary amount therefor. The Tax Collector shall make a duplicate of each license issued in the books furnished by the County Judge for that purpose, and shall file such duplicate license with the County Judge, and the person or persons obtaining such license shall keep the same displayed conspicuously at their place of business and in such manner as to be open to the view of the public and subject to the inspection of all duly authorized officers of the State and County, and upon failure to do so, shall be subject to the payment of another license tax for engaging in or managing the business or occupation for which such license was obtained. If the payment of a license tax is made to the State Treasurer or Comptroller, the license shall be issued by the officer to whom the payment must be made.

Section 31. Each County Judge shall transmit to the Comptroller, on the first Monday of each month in each year, a statement showing the amount of money received for State and County licenses and to the County Commissioners a statement of all money received for County license tax during the preceding month, with the name of each person paying the same, the amount paid by each, the date of each payment, the business or profession for which the same was issued and the address of the place of business, and said statement shall be signed by the Tax Collector and County Judge and the Tax Collector shall make monthly payments of the amount collected by him for State licenses to the State Comptroller and at the same time shall pay to the County depository the amount collected by him for County licenses.

Section 32. Whenever any person who is subject to the payment of a license or privilege tax provided by this or any other law of the State of Florida, shall fail to pay the same when due, the Tax Collector, Comptroller, State Treasurer, or other official to whom the said tax is payable, is hereby authorized and empowered to issue a warrant directed to all and singular the sheriffs of the State of Florida, commanding them and each of them to levy upon and sell any real or personal property of the person liable for said tax within his respective jurisdiction for the amount thereof and the cost of executing the warrant, and to return such warrant to the officer issuing same, and to pay to him the money collected by virtue thereof within sixty days from the date of the warrant. The Sheriff to whom the said warrant may be delivered shall proceed in all respects and in the same manner prescribed by law in regard to executions issued against property upon judgments of a Circuit Court, and shall be entitled to the same fee for his services in executing the warrant, to be collected in the same manner. The officer issuing the warrant may file a copy of the warrant with the Clerk of the Circuit Court of the County to the Sheriff of which the original is delivered and the Clerk shall record the same, whereupon the amount of the warrant and recording fee shall become a lien upon the title to and interest, whether legal or equitable, in any property, whether real, personal, or mixed, of the person against whom the warrant is issued, in the same manner and to the same extent as a judgment duly docketed in the office of such Clerk of the Circuit Court with execution duly issued and in the hands of the Sheriff. Any person subject to and who fails to pay a license or privilege tax required by this or any other law of the State of Florida, shall, on petition of the officer to whom the said tax is payable, be enjoined by the Circuit Court from engaging in the business for which he has failed to pay said license, until such time as he shall pay the same with all costs of such action.

Section 33. Whenever any license tax provided by this or any other law of the State of Florida, to be paid to the Tax Collector, shall remain unpaid after its due date for a period of ninety days it shall be the duty of the Tax Collector to issue a warrant, in the manner provided by law, against the person liable for the payment of the said license tax. On the first Monday of each month each Tax Collector shall transmit to the Comptroller a list of persons who are liable for the payment of license taxes to the Tax Collector and who have not paid the same, and who have during the preceding month become ninety days delinquent in the making of such payment, and on said list shall show the kind of business engaged in, the location thereof, the amount of the State license that is unpaid, and shall sign the same and append thereto his affidavit that to the best of his knowledge and belief after diligent search and inquiry, the said list is a full and complete list of all persons in his County who have not paid to him licenses for which they are liable, and have during the preceding month become delinquent therein for ninety days, and that he has issued his warrant as provided by law against each of said persons for the collection of the unpaid license taxes. A copy of said list sworn to as above provided shall at the same time be transmitted to the Board of County Commissioners.

Section 34. The Tax Collector and County Judges shall follow the instructions and use the forms and such system as may be prescribed by the Comptroller, and the Comptroller may by adult examination, inspection and investigation, determine whether or not the reports made by the Tax Collectors and County Judge are accurate, truthful and complete, and if he shall find that any Tax Collector or County Judge has failed, neglected or refused to fully comply with the requirements of this Act it shall be his duty to report such failure, neglect, or refusal to the Governor.

Section 35. Fees or licenses paid to any board, commis-

sion or officer for permits, registration, examination, inspection or other regulatory purposes shall be in addition to and not in lieu of any occupation license tax required by this Act or other law unless otherwise expressly provided by law.

Section 36. This Act shall not be construed to authorize gambling or the operation of a lottery, or the operation of any machine, contrivance or device prohibited by law.

Section 37. The word "person," whenever used in this Act, shall be construed to mean either person, firm, partnership, corporation, association, executor, administrator, trustee, or other legal entity, whether singular or plural, masculine or feminine, as the context may require.

Section 38. The Sections 803 to 886, both inclusive, 890 to 899, both inclusive; 901 to 910, both inclusive; 913 to 964, both inclusive; 969, 971, 974, to 985, both inclusive; 988 to 993, both inclusive; 995 to 1005, both inclusive; of the Revised General Statutes of Florida 1920; and Chapter 14491 and Chapter 14528, Laws of Florida, Acts of 1929; and Chapter 16801, and Chapter 17167, Laws of Florida, Acts of 1935 are hereby repealed.

Section 39. That nothing herein shall be construed to repeal any license tax now imposed by law and not specifically repealed hereby."

Section 2. All laws and parts of laws in conflict herewith are hereby repealed.

Section 3. This Act shall take effect October 1, 1939.

Senator Holland moved the adoption of the amendment.

Pending adoption of the foregoing amendment, Senator Beacham offered the following amendment to the amendment offered by the Committee on Finance and Taxation to House Bill No. 1906:

In Section 5-A, line 3, (bill), strike out the parenthesis after the word "not", and insert a comma (,) and the following "except hotel dining rooms operated by and within said hotel".

Senator Beacham moved the adoption of the amendment to the amendment.

Which was agreed to and the amendment offered by Senator Beacham to the amendment offered by the Committee on Finance and Taxation to House Bill No. 1906 was adopted.

Pending adoption of the amendment offered by the Committee on Finance and Taxation, Senator Horne offered the following amendment to the amendment offered by the Committee on Finance and Taxation to House Bill No. 1906:

In Section 20, line 4, after the word "Facility" strike out the "comma" and the remainder of said section, and insert the following: "A period." "Section 20-A. Every person operating billiard or pool tables shall pay a license tax of \$25.00 on the first table and \$10.00 additional on each additional table."

Senator Horne moved the adoption of the amendment to the amendment.

Which was not agreed to and the amendment offered by Senator Horne to the amendment offered by the Committee on Finance and Taxation to House Bill No. 1906 failed of adoption.

Pending adoption of the amendment offered by the Committee on Finance and Taxation, Senator Horne also offered the following amendment to the amendment offered by the Committee on Finance and Taxation to House Bill No. 1906:

In Section 23, line 12, after the word "only" strike out semi-colon and add a period and strike the remainder of the section.

Senator Horne moved the adoption of the amendment to the amendment.

Which was not agreed to and the amendment offered by Senator Horne to the amendment offered by the Committee on Finance and Taxation failed of adoption.

Pending adoption of the amendment offered by the Committee on Finance and Taxation, Senator Clarke offered the following amendment to the amendment offered by the Committee on Finance and Taxation to House Bill No. 1906:

In Section 5, line 12, strike out the figures \$1.50 and insert the following: Seventy-five cents.

Senator Clarke moved the adoption of the amendment to the amendment.

Which was agreed to and the amendment offered by Senator Clarke to the amendment offered by the Committee on Finance and Taxation to House Bill No. 1906 was adopted.

The question recurred on the adoption of the amendment offered by the Committee on Finance and Taxation, as amended, to House Bill No. 1906.

Which was agreed to and the amendment offered by the Committee on Finance and Taxation, as amended, to House Bill No. 1906, was adopted.

The Committee on Finance and Taxation also offered the following amendment to House Bill No. 1906:

In the last line of the title (typewritten bill) strike out the period and insert a semi-colon and add the following: and repealing all laws or parts of laws in conflict herewith.

Senator Holland moved the adoption of the amendment.

Which was agreed to and the amendment offered by the Committee on Finance and Taxation to House Bill No. 1906 was adopted.

Senator Holland moved that the rules be further waived and House Bill No. 1906, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1906, as amended, was read the third time in full.

Upon the passage of House Bill No. 1906, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Dugger, Gillis, Gideons, Graham, Hinely, Hodges, Holland Kanner, Kelly (11th), Kendrick, Lewis, Murphy, Parker, Parrish, Price, Sharit, Westbrook, Whitaker, Wilson—25.

Nays—Senators Dame, Dye, Johns, Kelly (16th), Rose, Savage, Ward—7.

So House Bill No. 1906 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Murphy moved that the rules be waived and the Senate do now proceed to the Introduction of Bills and Joint Resolutions.

Which was agreed to by a two-thirds vote.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Price—

Senate Bill No. 1209:

A bill to be entitled An Act authorizing, empowering and directing the City Commission of the City of Daytona Beach, Florida, to reimburse property owners who have paid city taxes assessed for the years 1935, 1936, 1937, 1938 and 1939 upon and against any and all property, real or personal, not lawfully embraced within the territorial boundaries of said municipality, or any and all property, real or personal, heretofore determined by any court of competent jurisdiction to be improperly taxed or assessed by said city; providing the time within which claims shall be filed for such reimbursements; and providing the manner and the time within which the City Commission shall make such reimbursements.

The following proof of publication was attached to Senate Bill No. 1209 when it was introduced in the Senate:

STATE OF FLORIDA,
COUNTY OF VOLUSIA

NOTICE OF INTENTION TO APPLY TO THE STATE LEGISLATURE, SESSION OF 1939, FOR THE PASSAGE OF A SPECIAL OR LOCAL LAW.

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN of intention to apply to the Legislature of the State of Florida, at its regular session, A. D. 1939, for the passage of a special or local law, the substance of which contemplated law is to authorize, empower and direct the City Commission of the City of Daytona Beach, Florida, to reimburse property owners who have paid City taxes assessed for the years 1935, 1936, 1937, 1938 and 1939 upon and against any and all property, real or personal, not lawfully embraced within the territorial boundaries of said municipality, or any and all property, real or personal, heretofore determined by any court of competent jurisdiction to be improperly taxes or assessed by said City; providing the time within which claims shall be filed for such reimbursements by the property owners; and providing the manner and the time within which such claims shall be considered and reimbursements made by said City Commission.

Dated at Daytona Beach, Florida, this 18th day of April, A. D. 1939.

J. W. BEVILLE
RAYMOND BEVILLE.

PROOF OF PUBLICATION

STATE OF FLORIDA,)
COUNTY OF VOLUSIA)

Now comes G. P. Weisiger, who, being duly sworn, says that he is Publisher of Daytona Beach Sun Record, a newspaper published daily at Daytona Beach in County of Volusia, State of Florida; that he makes this affidavit as such Publisher; that the said Daytona Beach Sun Record has been entered as second class mail matter at the post office in Daytona Beach, Volusia County, Florida; that said newspaper was being published in the said City of Daytona Beach at the time of the passage of Senate Bill Number 58 passed by the Legislature of the State of Florida at the 1931 Regular Session thereof and approved by the Governor of the State of Florida on May 20th, 1931; that said Daytona Beach Sun Record has been published in accordance with Senate Bill Number 58 passed by the Legislature of the State of Florida at the 1931 Regular Session thereof and approved by the Governor on May 20th, 1931; that the attached Notice has been published in said newspaper in the issues of: April 18th, 1939.

The legal fee for said publication is \$3.00.

G. P. WEISIGER.

(Seal)

Subscribed and sworn to before me this 18th day of April, A. D. 1939

MATHA JONES,

Notary Public, State of Florida at Large

My Commission expires Dec. 17, 1941.

Which was read the first time by title only.

Senator Price moved that the rules be waived and Senate Bill No. 1209 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1209 was read the second time by title only.

Senator Price moved that the rules be further waived and Senate Bill No. 1209 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1209 was read the third time in full.

Upon the passage of Senate Bill No. 1209 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 1209 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Price—

Senate Bill No. 1210:

A bill to be entitled An Act to authorize and empower the City Commission of the City of Daytona Beach, Florida, to equalize, reduce, adjust, settle, compromise, cancel, release or discharge any or all liens for street construction or improvement, sidewalk construction or improvement, dredging improvements or other public improvement heretofore declared, made, assessed, levied or claimed by said City against any land or real property when such liens are held and owned by said City.

The following proof of publication was attached to Senate Bill No. 1210 when it was introduced in the Senate:

STATE OF FLORIDA,
COUNTY OF VOLUSIA.

NOTICE OF INTENTION TO APPLY TO THE STATE LEGISLATURE, SESSION OF 1939, FOR THE PASSAGE OF A SPECIAL OR LOCAL LAW.

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN of intention to apply to the

Legislature of the State of Florida, at its regular Session, A. D. 1939, for the passage of a special or local law, the substance of which contemplated law is to equalize, reduce, adjust, settle, compromise, cancel, release or discharge any or all liens for street construction or improvement, sidewalk construction or improvement, dredging improvements or other public improvements heretofore declared, made, assessed, levied or claimed by said City against any land or real property when such liens are held and owned by said City.

Dated at Daytona Beach, Florida, this 18th day of April, A. D. 1939.

M. B. COCHRAN.

PROOF OF PUBLICATION

STATE OF FLORIDA,
COUNTY OF VOLUSIA.

Now comes G. P. Weisiger, who, being duly sworn, says that he is Publisher of the Daytona Beach Sun Record, a newspaper published daily at Daytona Beach in County of Volusia, State of Florida; that he makes this affidavit as such Publisher; that the said Daytona Beach Sun Record has been entered as second class mail matter at the post office in Daytona Beach, Volusia County, Florida; that said newspaper was being published in the said City of Daytona Beach at the time of the passage of Senate Bill No. 58 passed by the Legislature of the State of Florida at the 1931 Regular Session thereof and approved by the Governor of the State of Florida on May 20th, 1931; that said Daytona Beach Sun Record has been published in accordance with Senate Bill No. 58 passed by the Legislature of the State of Florida at the 1931 Regular Session thereof and approved by the Governor on May 20th, 1931; that the attached Notice has been published in said newspaper in the issue of: April 18th, 1939.

The legal fee for said publication is \$2.00.

G. P. WEISIGER.

Subscribed and sworn to before me this 18th day of April, A. D. 1939.

(SEAL)

MATHA JONES,

Notary Public, State of Florida.

My commission expires December 17, 1941.

Which was read the first time by title only.

Senator Price moved that the rules be waived and Senate Bill No. 1210 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1210 was read the second time by title only.

Senator Price moved that the rules be further waived and Senate Bill No. 1210 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1210 was read the third time in full.

Upon the passage of Senate Bill No. 1210 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 1210 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Price—

Senate Bill No. 1211:

A bill to be entitled An Act authorizing and empowering the City Commission of the City of Daytona Beach, Florida, to reduce, adjust, compromise, extend, cancel, release or discharge any or all delinquent tax liens, whether represented by tax certificates or otherwise, and owned by the said city against any land or real property against which taxes for municipal purposes of the said City of Daytona Beach have heretofore at any time been assessed by authority of the said city, and to relieve and discharge such lands or real property from the lien of such taxes.

The following proof of publication was attached to Senate Bill No. 1211 when it was introduced in the Senate:

NOTICE OF INTENTION TO APPLY TO THE STATE LEGISLATURE, SESSION OF 1939, FOR THE PASSAGE OF A SPECIAL OR LOCAL LAW.

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN of intention to apply to the Legislature of the State of Florida at its regular session, A. D. 1939, for the passage of a special or local law, the substance of which contemplated law is to authorize and empower the City Commission of the City of Daytona Beach, Florida, to reduce, adjust, compromise, extend, cancel, release or discharge any or all delinquent tax liens, whether represented by tax certificates or otherwise, and owned by the said city against any land or real property which has been taxed for municipal purposes of said city, and to release and discharge such land or real property from the lien of such taxes.

Dated at Daytona Beach, Florida, this 18th day of April, A. D. 1939.

M. B. COCHRAN.

PROOF OF PUBLICATION

STATE OF FLORIDA,)
COUNTY OF VOLUSIA.)

Now comes G. P. Weisiger, who, being duly sworn, says that he is Publisher of Daytona Beach Sun Record, a newspaper published daily at Daytona Beach in County of Volusia, State of Florida; that he makes this affidavit as such Publisher; that the said Daytona Beach Sun Record has been entered as second class mail matter at the post office in Daytona Beach, Volusia County, Florida; that said newspaper was being published in the said City of Daytona Beach at the time of the passage of Senate Bill Number 58 passed by the Legislature of the State of Florida at the 1931 Regular Session thereof and approved by the Governor of the State of Florida on May 20th, 1931; that said Daytona Beach Sun Record has been published in accordance with Senate Bill Number 58 passed by the Legislature of the State of Florida at the 1931 Regular Session thereof and approved by the Governor on May 20th, 1931; that the attached Notice has been published in said newspaper in the issues of: April 18th, 1939.

The legal fee for said publication is \$2.25.

G. P. WEISIGER.

Subscribed and sworn to before me this 18th day of April, A. D. 1939.
(Seal)

MATHA JONES,

Notary Public, State of Florida at Large.
My Commission expires Dec. 17, 1941.

Which was read the first time by title only.

Senator Price moved that the rules be waived and Senate Bill No. 1211 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1211 was read the second time by title only.

Senator Price moved that the rules be further waived and Senate Bill No. 1211 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1211 was read the third time in full.

Upon the passage of Senate Bill No. 1211 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 1211 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Dugger—

Senate Bill No. 1212:

A bill to be entitled An Act to amend Section 2, Article 1, Chapter 13253, Laws of Florida, Special Acts of 1927, being An Act to create and establish a municipality to be known and designated as the Town of Penney Farms, etc.

The following proof of publication was attached to Senate Bill 1212 when it was introduced in the Senate:

NOTICE

NOTICE IS HEREBY GIVEN of the intention of the undersigned to apply to the Legislature of Florida, at its regular biennial Session, held in the year 1939, for the enactment of a special law amending Chapter 13253, Laws of Florida, Special Acts of 1927, being An Act to create and establish a municipality to be known and designated as a Town of Penney Farms, etc., by prohibiting the said Town of Penney Farms from regulating or any wise interfering with traffic on State Highway No. 48 through the said Town of Penney Farms, and by prohibiting the said Town of Penney Farms from impounding live stock running or being at large in said Town of Penney Farms until the said Town of Penney Farms shall first be enclosed by a substantial and legal fence.

T. T. CHESSER.

STATE OF FLORIDA)
COUNTY OF CLAY)

BEFORE the undersigned authority, personally appeared T. T. Chesser, who on oath does solemnly swear that he has knowledge of the matters herein stated; that a Notice stating the substance of the contemplated law, or proposed bill, the title to which is as follows: "An Act to amend Section 2, Article I, Chapter 13253, Laws of Florida, Special Acts of 1927, being An Act to create and establish a Municipality to be known and designated as the Town of Penney Farms, etc.", has been published at least thirty (30) days prior to this date, by being posted for at least thirty (30) days prior to this date at three (3) public places in the County of Clay, one of which places was at the Court House of said County where the matter or thing to be affected by the contemplated law is situated; that a copy of the Notice that has been published, as aforesaid, and also this affidavit of proof of publication are attached to the proposed bill and contemplated law, and such copy of Notice so attached is by reference made a part of this affidavit.

T. T. CHESSER.

Sworn to and subscribed before me, this 1st day of June, A. D. 1939.

Seal.

T. J. JENNINGS, JR.

County Judge—Clay County, Florida.

Which was read the first time by title only.

Senator Dugger moved that the rule be waived and Senate Bill No. 1212 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1212 was read the second time by title only.

Senator Dugger moved that the rules be further waived and Senate Bill No. 1212 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1212 was read the third time in full.

Upon the passage of Senate Bill No. 1212 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 1212 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Murphy—

Senate Bill No. 1213:

A bill to be entitled An Act to declare, designate and establish certain State roads in Hardee County.

Which was read the first time by title only.

Senator Murphy moved that the rules be waived and Senate Bill No. 1213 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1213 was read the second time by title only.

Senator Murphy moved that the rules be further waived and Senate Bill No. 1213 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1213 was read the third time in full.

Upon the passage of Senate Bill No. 1213 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 1213 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Murphy—

Senate Bill No. 1214:

A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court for services performed in suits or proceedings in law and in chancery before the Circuit Court in all counties of the State of Florida having a population of not less than 11,400 and not more than 11,500, according to the State census of Florida for 1935.

Which was read the first time by title only.

Senator Murphy moved that the rules be waived and Senate Bill No. 1214 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1214 was read the second time by title only.

Senator Murphy moved that the rules be further waived and Senate Bill No. 1214 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1214 was read the third time in full.

Upon the passage of Senate Bill No. 1214 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 1214 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Sharit—

Senate Bill No. 1215:

A bill to be entitled An Act to regulate in Counties of the State of Florida having population not greater than 13,700 and not less than 13,400 the purchase of wages, salaries or other compensation for services and the taking of assignments thereof where the consideration for the purchase or assignment shall be \$300 or less, and to provide that such transactions shall, in the application of laws relating to loans, interest charge or usury, in such Counties, be deemed loans secured by such assignments and the amount by which such assigned compensation shall exceed the amount of the consideration actually paid therefor shall, in such application of such laws, be deemed interest on the loan from the date of the payment for such purchase or assignment until the date such compensation is payable.

Which was read the first time by title only.

Senator Sharit moved that the rules be waived and Senate Bill No. 1215 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1215 was read the second time by title only.

Senator Sharit moved that the rules be further waived and Senate Bill No. 1215 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1215 was read the third time in full.

Upon the passage of Senate Bill No. 1215 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly

(11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 1215 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Ward moved that the rules be waived and the Senate do now revert to the consideration of Messages from the House of Representatives.

Which was agreed to by a two-thirds vote.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
May 27, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate Amendments Nos. 1 through 13 to:

By Mr. Henderson of Volusia—

House Bill No. 181:

A bill to be entitled An Act to create a system for the administration of probation and parole; authorizing and regulating the use of probation; suspension of sentence and parole; establishing a State commission of probation and parole; conferring and defining its jurisdiction, powers and duties; providing for the method of selection or appointment of its members; regulating the employment or appointment, removal and discharge of its employees; regulating the compensation of members of the commission and of employees thereof; making violations of certain provisions of this Act misdemeanors and providing therefor; and for other related purposes; making appropriation for operation of this Act; effective date of Act; and to repeal all Acts and parts of Acts inconsistent with this Act.

Which Amendments read as follows:

Senate Amendment No. 1:

In the enacting clause between the words "of" and "Florida" and insert the following: "the State of"

Senate Amendment No. 2:

In Section 10, line 21 and 31 (typewritten bill) strike out the words: "board" and insert in lieu thereof the following: "commission"

Senate Amendment No. 3:

In Section 10, line 33 (typewritten bill) between the words "considered" and "in" insert the following: "by the commission"

Senate Amendment No. 4:

In Section 20, line 15 (typewritten bill) between the words "judge" and "of" insert the following: "a judge of a county court"

Senate Amendment No. 5:

In Section 22, line 3 (typewritten bill) between the words "transportation" and "to" insert the following: "in the manner now provided for prisoners released and placed on conditional pardon"

Senate Amendment No. 6:

In Section 25, line 6 (typewritten bill) between the words "process" and "shall," insert the following: "when issued."

Senate Amendment No. 7:

Strike out "Section 31."

Senate Amendment No. 8:

In Section 32, at the end of the last paragraph, add the following: "The locating of the principal office of the commission shall be within the discretion of the commission."

Senate Amendment No. 9:

In Section 34, line 2, after the words "all" and "of" strike

out the words "acts" and insert in lieu thereof the following: "laws."

Senate Amendment No. 10:

In the Title, line 7, strike out the word "appointment," and insert in lieu thereof the following: "employment."

Senate Amendment No. 11:

In the Title, line 11, between the words "providing" and "therefore" insert the following: "punishment."

Senate Amendment No. 12:

In the Title, between the lines 11 and 12, insert the following: "defining parole and making provisions therefor; authorizing, supervision and defining violation thereof";

Senate Amendment No. 13:

In the Title, line 12, wherever the word "acts" appears, strike out the word "acts," and insert in lieu thereof the following: "laws."

And refuses to concur in Senate Amendment No. 14, which reads as follows:

Senate Amendment No. 14:

Amend last section to read as follows:

"Section 34. *Time Act to Become Affective*. This Act shall become and be effective immediately upon its passage and approval by the Governor, or upon it becoming a law without such approval, subject, however, to the ratification of the amendment to Article XVI (sixteen) of the Constitution of Florida known as Section thirty-two (32)."

And respectfully requests the Senate to recede from Senate Amendment No. 14.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida,
June 1, 1939.

Hon. J. Turner Butler,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives respectfully requests the return of:

House Bill No. 181:

A bill to be entitled An Act to create a system for the administration of probation and parole; authorizing and regulating the use of probation; suspension of sentence and parole; establishing a State Commission of Probation and Parole; conferring and defining its jurisdiction, powers and duties; providing for the method of selection or appointment of its members; regulating the employment or appointment, removal and discharge of its employees; regulating the compensation of members of the commission and of employees thereof; making violations of certain provisions of this Act misdemeanors and providing therefor; and for other related purposes; making appropriation for operation of this Act; effective date of Act; and to repeal all Acts and parts of Acts inconsistent with this Act.

for the purpose of further consideration.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

Senator Ward moved that the request of the House of Representatives, as contained in the foregoing message, be granted.

Which was agreed to and House Bill No. 181 was ordered returned to the House of Representatives.

Senator Gillis moved that the Senate do now proceed to the consideration of Executive Communications.

Which was agreed to.

And the Senate went into Executive Session at 4:33 o'clock P. M.

The Senate emerged from Executive Session at 5:09 o'clock P. M. and resumed its session.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, (Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

A quorum present.

Senator Parker moved that the hour of adjournment be extended fifteen (15) minutes.

Which was agreed to and it was so ordered.

Senator Parker moved that the Senate do now reconsider the vote by which Senate Resolution No. 33 was adopted by the Senate, this day.

Pending the adoption of the motion made by Senator Parker to reconsider the vote by which Senate Resolution No. 33 was adopted this day, the hour of adjournment having arrived, a point of order was called and the Senate took a recess at 5:15 o'clock P. M., until 8:00 o'clock P. M., this day.

NIGHT SESSION

The Senate reconvened at 8:00 o'clock P. M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, (Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

A quorum present.

By permission the following Reports of Committees were received and filed:

REPORTS OF COMMITTEES

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 95:

A bill to be entitled An Act for the relief of E. L. Smith, of Lee County, Florida.

House Bill No. 1653:

A bill to be entitled An Act relating to the taking of quail, turkey, squirrel and dove in counties having a population of not less than sixteen thousand (16,000) and not more than sixteen thousand five hundred (16,500) according to the latest State census, and providing a penalty for the violation thereof.

House Bill No. 1788:

A bill to be entitled An Act to amend Section 8 of Chapter 16425 Laws of Florida, Acts of 1933, the same being "An Act to abolish the charter of the City of Fort Myers in Lee County, Florida, and to grant a new charter for the City of Fort Myers created under this Act"; by adding thereto a paragraph to be known as paragraph "Forty-Eighth," and providing for the manner by which the same shall become effective.

House Bill No. 1789:

A bill to be entitled An Act to amend Section 24, of Chapter 16425, Laws of Florida, 1933 entitled: "An Act to abolish the charter of the City of Fort Myers, in Lee County, Florida; and to grant a new charter for the City of Fort Myers created under this Act as amended by Section 2, Chapter 18534, Laws of Florida, 1937"; and providing for the manner by which the same shall become effective.

House Bill No. 1791:

A bill to be entitled An Act providing a method for the collection of taxes levied and assessed in the City of Fort Myers, Florida, and providing for the enforcement of the collection of the said taxes in case the same are not paid

and become delinquent and prescribing the powers and duties of the various officers with reference to the collection and enforcement of the said city taxes and providing that when a certificate held by the City of Fort Myers, Florida, two (2) years old title to the land described therein shall vest in the City of Fort Myers, Florida, and providing the terms, conditions and procedure for the sale of said land by the City of Fort Myers, Florida, after the same has been vested in the said City and providing for the effect of deeds issued by the City of Fort Myers, Florida, hereunder and rules for their construction providing the manner of the construction of the Act and providing that it shall be accumulative to any other method of enforcing the collection of such taxes; and providing for the manner by which the same shall become effective.

House Bill No. 61:

A bill to be entitled An Act granting a Confederate Pension to Darwin Branch Givens, of Hillsborough County, Florida.

House Bill No. 154:

A bill to be entitled An Act for the Relief of Hetty Kell Phillips, of Pensacola, Escambia County, Florida.

House Bill No. 254:

A bill to be entitled An Act for the relief of Mary V. Cherry, widow, Clay County, Florida, and making an appropriation therefor, as compensation for the loss of her husband, T. S. Cherry, who, as Sheriff of Clay County, Florida, was killed while performing services in the line of duty.

House Bill No. 272:

A bill to be entitled An Act for the relief of W. R. Neaville, L. S. Johnson & Son, L. E. Hart, Leon Bradshaw, E. F. Perin, W. J. Nunn, I. F. Andia, W. M. Mann, C. E. Underwood, W. J. Banks & Son, W. N. Cook, and W. G. Page, all of Putnam County, Florida, and providing for a refund of State and County license taxes erroneously collected against these persons.

House Bill No. 739:

A bill to be entitled An Act to amend Section 1 of Chapter 13809, Laws of Florida, Acts of 1929, entitled: "An Act to create a board consisting of the Governor, the Commissioner of Agriculture and the State Marketing Commissioner, to be known as the State Agricultural Marketing Board, to define its duties and powers and make appropriation for the carrying out of the provisions thereof" as amended by Chapter 15860, Laws of Florida, Acts of 1933, entitled: "An Act amending Section 1 of Chapter 13809, Laws of Florida, Acts of 1929, relating to the creation of the State Agricultural Marketing Board, defining its powers and duties and making appropriation therefor" so as to provide for an appropriation from the General Revenue Fund for the fiscal year beginning July 1, 1939.

House Bill No. 941:

A bill to be entitled An Act to repeal Chapter 17880, Laws of Florida, Acts of 1937, same being An Act relating to compensation of tax collectors and tax assessors when same does not equal the annual income of twenty-four hundred dollars and necessary office expenses not to exceed fifteen hundred dollars per annum in counties having a population of not less than thirteen thousand three hundred and not exceeding thirteen thousand three hundred and sixty, according to the Florida State census of 1935, and prescribing the method of payment of such compensation and the fund from which same shall be paid.

House Bill No. 997:

A bill to be entitled An Act to repeal Chapter 17896, Laws of Florida, Acts of 1937, entitled: "An Act regulating the sale of cold storage eggs in the State of Florida; defining cold storage eggs; providing for tax on sale of cold storage eggs; providing for collection of such tax by Comptroller of the State of Florida; appropriating expense for such collection; authorizing the Comptroller to make rules and regulations for collection of such tax; providing penalty for failure to pay such tax; providing for and making it the duty of all persons, firms, corporations or associations to notify the Comptroller if they are engaged in or desire to engage in the sale of cold storage eggs."

House Bill No. 1088:

A bill to be entitled An Act for the relief of J. Min Ayers

for his necessary and actual financial losses sustained by him without any fault on his part and by virtue of being held up and robbed of his personal property by two escaped State convicts.

House Bill No. 1097:

A bill to be entitled An Act for the relief of A. L. Harris of Flagler County, Florida.

House Bill No. 1203:

A bill to be entitled An Act for the relief of J. E. Thrasher, Jr., of Alachua County, Florida, on account of the purchase of a tax certificate and issuance of a tax deed upon land upon which state taxes had previously been paid by owner but through error had not been credited to the payment of said tax.

House Bill No. 1312:

A bill to be entitled An Act for the relief of Salesian Society, a non-profit Charitable Society, by providing for the cancellation of certain taxes against property in Tampa, Florida, owned and possessed by said Charitable Society.

House Bill No. 1365:

A bill to be entitled An Act fixing the compensation of members of the Board of Public Instruction in the counties of the State of Florida having a population of not less than four thousand one hundred and fifty (4,150) and not more than four thousand two hundred (4,200) according to the last preceding Florida state census; and repealing all laws in conflict herewith.

House Bill No. 1411:

A bill to be entitled An Act cancelling certain State and County tax certificates and taxes and certain tax certificates and taxes of the City of Sanford, Florida, against Lot 5, Block 3 of Tier 6, according to E. R. Trafford's map of the Town of Sanford, Florida, and owned by Celery Camp No. 625 of the Woodmen of the World, a fraternal organization, and to cancel all State and County taxes and taxes of the City of Sanford, Florida, heretofore levied and assessed against said land in this Act described and exempting said land from all future taxes.

House Bill No. 1475:

A bill to be entitled An Act to repeal Chapter 18815, Laws of Florida, Acts of 1937, the same being "An Act to authorize, ratify, confirm and validate the purchase, ownership, holding, operating, leasing, selling or otherwise disposing of a dock by the City of Port St. Joe, Florida, and the issuance for the purpose of the purchase thereof of certain bonds of said city."

House Bill No. 1496:

A bill to be entitled An Act to fix the salaries of the members of the Boards of Public Instruction in counties in the State of Florida having a population of not less than 18,000 and not more than 18,400, according to the State census of 1935, and to authorize the payment of such salaries from the General County School Fund.

House Bill No. 1558:

A bill to be entitled An Act to cancel certain State and County tax certificates and taxes and certain city taxes of the Town of Flagler Beach, Florida, against certain lots, pieces or parcels of land situated in Flagler Beach, Flagler County, Florida, and owned by the Town of Flagler Beach, Florida, and exempting said land from taxation beginning with the year 1939.

House Bill No. 1632:

A bill to be entitled An Act relating to the City of Pensacola, Florida, providing that certain provisions of Senate Bill No. 78, entitled, "An Act imposing an additional tax upon gasoline or other like products of petroleum; providing for reports of sales of such commodities to the Comptroller of the State of Florida; providing for the disposition of the moneys derived from such taxes and the apportionment thereof to the General Revenue Fund of the State, and to the County School Fund; providing that the Gasoline Inspection Laws of the State of Florida shall apply to this Act; prohibiting the levy and collection by municipalities and other political subdivisions of gasoline taxes; providing for the enforcement of this Act, and penalties for violation hereof and providing that this Act is an emergency revenue measure and shall be of no force and effect from and after July 1, 1941," passed by the 1939 Session

of the Florida Legislature, which prohibits municipalities from levying and collecting an excise tax measured or computed by the sale, purchase, storage, distribution, use, consumption, or other disposition of gasoline or other like products of petroleum, with certain limitations, shall not apply to the City of Pensacola, Florida; and providing that this Act shall expire July 1, 1941.

House Bill No. 1636:

A bill to be entitled An Act affecting the government of the City of Jacksonville, and providing for the assessment of liens for sidewalks, driveways, pavements, hard surfacing, drainage, curbs and gutters, constructed with funds, labor or materials furnished in part by the Federal Government.

House Bill No. 1660:

A bill to be entitled An Act for the relief of L. L. Murray of Clay County, Florida, and providing for payment to him of compensation for having furnished a school bus and therewith transported school children to and from the public schools in Orange Park and Green Cove Springs, Florida, during the 1937 and 1938 term of said schools.

House Bill No. 1725:

A bill to be entitled An Act to authorize and empower the Board of Public Instruction for the County of Dixie and State of Florida, for and on behalf of Special Tax School District No. 6 of Dixie County, Florida, to issue and sell Negotiable Interest Bearing Bonds for said district in the amount of \$9,000.00 for the purpose of constructing and equipping a public free school building to be located at Horseshoe, within said district and providing for the levying of a tax for the retirement of said bonds and paying the interest thereon, and providing for an election to be held in said district to vote on the issuance of non-issuance of said bonds.

House Bill No. 1733:

A bill to be entitled An Act relating to the expenses of taking down and transcribing the hearing of any commission appointed pursuant to the provisions of any rule of the Supreme Court in and for any Judicial Circuit of this State to investigate or inquire into matters of unprofessional conduct of any member of the bar or the unauthorized practice of law when sitting in counties having a population of 180,000 inhabitants or more, according to the latest Federal census and relating to the summoning of witnesses before such commission and making same a county purpose.

House Bill No. 1045:

A bill to be entitled An Act in relation to the civil liability of owners, lessees, licensees and operators of radio broadcasting stations and the agents and employees of any such owner, lessee, licensee or operator, for radio defamation of libelous statements.

House Bill No. 1774:

A bill to be entitled An Act authorizing Palm Beach Bridge District in Palm Beach County, Florida, to issue negotiable bonds in an amount not to exceed the sum of \$200,000 for the purpose of widening, repairing, reconditioning and improving the Royal Palm Bridge and replacing the bridge draw; and providing for a referendum.

House Bill No. 1807:

A bill to be entitled An Act to provide for exemption from Tolls by the Overseas Road and Toll Bridge District, Monroe County, Florida, of school buses owned or operated under contract by the Board of Public Instruction of Monroe County; also of the County school officers of Monroe County when engaged in visiting or inspecting the public schools within Monroe County.

House Bill No. 1808:

A bill to be entitled An Act to amend Sections 12, 13, 31, 32, 56, 131, 132 and 134, Chapter 18494, Acts of 1937, Laws of Florida, the same being an Act to abolish the present municipality of the City of Delray Beach, in Palm Beach County, Florida, and to establish, organize and incorporate a new municipality to be known as the City of Delray Beach in Palm Beach County, Florida, in lieu thereof; to designate territory embraced within the City of Delray Beach herein created, and to provide for its jurisdictions, powers and privileges; and providing for a referendum herein.

House Bill No. 1809:

A bill to be entitled An Act amending Chapter 12746 of the Laws of Florida, Acts of 1927, the same being "An Act to abolish the present municipal government of the City of Fort Pierce, in the County of St. Lucie, Florida, and to establish, organize and constitute a municipality to be known as City of Fort Pierce, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges," by amending Section 73, Subsection "F" so as to permit the City Commission of the City of Fort Pierce to impose license taxes which shall not be dependent upon any general State revenue law or other laws of the State of Florida and to prevent its repeal except by chapter number; to amend Section 6, of Chapter 12746, Laws of Florida, Acts of 1927, and Section 1, Chapter 14053, Laws of Florida, Acts of 1929, by re-enacting said Section 1, of Chapter 14053, Laws of Florida, Acts of 1929, and adding thereto provisions empowering the City of Fort Pierce to enact all ordinances, rules and regulations necessary and expedient for carrying into effect the powers granted by law to said said city of Fort Pierce and to establish penalties and punishment for violation of said ordinances, rules and regulations and providing that all general laws of the State, not in conflict with the provisions of the charter of the City of Fort Pierce shall be applicable to the said city; providing for a non-limitation of the power of the City Commission to enact ordinances or resolutions not in conflict with the laws of the State of Florida, or with the provisions of the city's charter; to amend Section 33 of Chapter 12746, Laws of Florida, Acts of the Legislature of 1927 and Section 2 of Chapter 14053, Laws of Florida, Acts of 1929, by re-enacting the said Section 2 of Chapter 14053, Laws of Florida, Acts of 1929, thereby providing that the fiscal year of the City of Fort Pierce shall begin on the first day of October and end on the thirtieth day of September of each year; by amending Chapter 12746, Laws of Florida, Acts of 1927 and Section 3 of Chapter 14053, Laws of Florida, Acts of 1929, by re-enacting said Section 3 of Chapter 14053, Laws of Florida, Acts of 1929, providing thereby for the striking of Section 46 of Chapter 12746, Acts of 1927, Laws of Florida, relating to notice by the City Tax Assessor to owners and agents of property value assessed against real and personal property five days prior to meeting of tax equalizing board; to amend Section 67, Chapter 12746, Laws of Florida, Acts of 1927, and Section 4 Chapter 14053, Laws of Florida, Acts of 1929, by re-enacting said Section 4 of Chapter 14053, the same relating to the report of tax sales and issuance of tax titles; to amend Sub-Section "B" of Section 125 of Chapter 12746, Laws of Florida, Acts of 1927, and Section 5 of Chapter 14053, Laws of Florida, Acts of 1929, by re-enacting said Section 5 of Chapter 14053, Laws of Florida, Acts of 1929, providing for the election of City Commissioners; to amend Section 115, Chapter 12746, Laws of Florida, Acts of 1927, and Section 1, Chapter 14055, Acts of 1929, by re-enacting said Section 1, of Chapter 14055, the same relating to the sale of the refunding bonds of the City of Fort Pierce; to amend Section 3, of Chapter 12746, Laws of Florida, Acts of 1927, by enlarging the boundaries of said City of Fort Pierce, by enlarging the boundaries of said City of Fort Pierce upon the happening of certain contingencies, as described in said Section and providing that no tax shall be levied on any of the lands included in the City of Fort Pierce by virtue of this Act and not heretofore included within the boundaries of said city for the payment of any bonded indebtedness of said city or the interest thereon existing prior to the passage of this Act; to amend Section 9 "I," Chapter 12746, Laws of Florida, Acts of 1927, by providing for the election by the City Commission of a Mayor pro tem and prescribing his powers and duties; to amend Section 9 "B", of Chapter 12746, Laws of Florida, Acts of 1927, by providing a process for the removal of buildings and structures declared by the City Commission to be a nuisance and providing for appeals from said resolutions; to amend Section 117 of Chapter 12746, Laws of Florida, Acts of 1927 by authorizing the City of Fort Pierce to acquire, hold, build, maintain and dispose of bridges, causeways and the approaches and necessary appurtenances thereto within and without the corporate limits of said city; permitting the charging of the public using the same toll therefor and authorizing the operation, disposition and leasing thereof, authorizing the issuance and sale of revenue certificates or bonds at public or private sale to pay for the acquisition, building, construction and maintenance thereof; to amend Section 77, Chapter 12746, Laws of Florida, Acts of 1927, by striking from said Section that portion requiring the City of Fort Pierce to charge and collect for the construction of extensions of utility lines outside corporate limits of said city; providing for the repeal of all laws in conflict herewith and the effective date of this Act, and providing

if any portion of this Act be held unconstitutional it shall not affect the remainder hereof.

House Bill No. 1646:

A bill to be entitled An Act dispensing with payment of court costs and process service fees in Counties whose population is not less than 150,000 and not more than 180,000, according to the last State census, in actions at law or in equity upon filing of affidavit of indigency and certificate or member of the bar of said County; providing for the reimbursement from the County fund of officers incurring personal expense in complying with the terms hereof.

House Bill No. 1929:

A bill to be entitled An Act authorizing the City of Wauchula, in Hardee County, Florida, to furnish electricity to the community of Ona, Hardee County, Florida, and to other communities of such County within a distance of ten miles from the city limits of the City of Wauchula, and granting to the said city the right to construct and maintain electric transmission lines along public highways for such purpose.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 111:

A bill to be entitled An Act for relief of T. Lawrence Williams, a citizen of Lee County, Florida, and providing an appropriation for injuries and damages, sustained by him by reason of an accident with truck belonging to and being operated by the State Road Department, and providing for the payment of same.

Senate Bill No. 141:

A bill to be entitled An Act for the relief of R. H. Brown in the matter of damage done to certain lands owned by him by the building of highways and requiring the Florida State Road Department to pay to the said R. H. Brown the sum of Two Hundred and Fifty Dollars.

Senate Bill No. 425:

A bill to be entitled An Act for the relief of and to provide for the refunding to G. B. Knowles, of Bradenton, Manatee County, Florida, the sum of \$226.36 as damages for injury to his automobile occasioned by negligence of an employee of the State of Florida, on the Green Bridge between Palmetto and Bradenton, Florida.

Senate Bill No. 444:

A bill to be entitled An Act for the relief of the M. F. Comer Bridge and Foundation Company.

Senate Bill No. 753:

A bill to be entitled An Act for the relief of Alton C. Hendry, as Tax Collector of Taylor County, Florida, providing for the payment to Alton C. Hendry, Tax Collector of Taylor County, Florida, of certain moneys for loss of commissions on land sale of 1929 for 1928 taxes, in consequence of Tax Collectors' 5% commission and expense of sale not being separated on land sale report.

Senate Bill No. 811:

A bill to be entitled An Act granting a pension of Forty (\$40.00) Dollars per month to Miss Annie E. DaCosta of Alachua County, Florida, and authorizing and directing the Comptroller to draw her warrant, and authorizing and directing the State Treasurer to pay such warrant in order to pay the said Annie E. DaCosta such monthly allowance of Forty (\$40.00) Dollars out of moneys in the State Treasury not otherwise appropriated, and authorizing and directing

the State Board of Education to place the name of Annie E. DaCosta upon the rolls of persons entitled to a monthly allowance from the State of Florida; all in accordance with Chapter 14782 of the Laws of Florida, Acts of 1931, in the same manner and to like effect as if the said Annie E. DaCosta were entitled under the terms of the said Act to the benefits thereof.

Senate Bill No. 953:

A bill to be entitled An Act relating to South Indian Drainage District, a Drainage District organized and existing under the Laws of Florida and embracing lands within Palm Beach County; authorizing the issuance of bonds for the purpose of refunding the existing indebtedness of the district and providing procedure therefor; legalizing, ratifying, confirming and validating all taxes and assessments heretofore levied or assessed by or for said District and liens or records of liens representing or evidencing such taxes and assessments; ratifying, confirming, legalizing and validating the outstanding bonded indebtedness, including interest coupons appurtenant to bonds, of said District; providing for the sale or disposition by said District of any right, title or interest which it may acquire in or to any lands within the District in pursuance of foreclosure proceedings where such right, title or interest is represented by certificates of purchase issued by a Master in Foreclosure Proceedings upon such terms and conditions and for such price as the District is authorized by the provisions of the General Drainage Law to dispose of and sell the lands of the District the fee simple title to which has vested in said District in pursuance of foreclosure proceedings; and, repealing all laws or parts of laws in conflict with this Act.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred—

House Joint Resolution No. 54:

A Joint Resolution proposing an amendment to Section 2 and to Section 4 of Article V of the Constitution of Florida relating to the Judiciary Department.

House Bill No. 201:

A bill to be entitled An Act granting a pension to Susie Sauls of Manatee County, Florida.

House Bill No. 299:

A bill to be entitled An Act to authorize the Comptroller of the State of Florida to refund to H. C. Lister of Gulf County, Florida, the sum of \$74.46 taxes erroneously paid on the West One-Half (W½) of West One-Half (W½) Section Fourteen (14), Township Six (6) South, Range Nine (9) West, for the years 1893-1910-1911-1912, and making appropriation therefor.

House Bill No. 473:

A bill to be entitled An Act for the relief of Winslow S. Anderson.

House Bill No. 765:

A bill to be An Act relating to alcoholic beverages, supplementing the beverage act of this State, providing that persons, firms, or corporations holding a license as a club for the sale of intoxicating beverages shall purchase such beverages only from wholesalers in sizes not larger than quarts nor smaller than fifths of a gallon, and may sell such intoxicating beverages by drink only, and providing penalties for the violation hereof.

House Bill No. 768:

A bill to be entitled An Act relating to alcoholic beverages,

supplementing the beverage Act of this State, providing that no wines shall be sold within this State in individual containers holding more than one gallon, and providing penalties for the violation hereof.

House Bill No. 1059:

A bill to be entitled An Act to provide that the lists of the names and persons stricken or removed from the registration books and the list of qualified electors of all counties of the State of Florida having a population of not less than 22,200, and not more than 23,050, according to the last official State census, shall be posted in certain public places within said counties.

House Bill No. 1096:

A bill to be entitled An Act amending Section 16 of Chapter 17930 of the 1937, Laws of Florida; the same being an Act establishing and creating a breeding ground and reservation for salt water fish in certain inland waters of the State of Florida and regulating the method of taking fish in said area.

House Bill No. 1181:

A bill to be entitled An Act defining and prescribing what shall be a legal fence in all that part of DeSoto County, Florida, located and situate outside the corporate limits of the City of Arcadia, East of Peace River, and one mile North of State Road No. 18, and providing for the impounding of livestock found trespassing within enclosures enclosed by legal fence as herein defined, and providing for a lien on such animals for damages done by them, and a method of collecting same.

House Bill No. 1277:

A bill to be entitled An Act granting a pension to Mrs. Eugenia Williams of Jackson County, Florida.

House Bill No. 1470:

A bill to be entitled An Act to amend Section 11 of Chapter 10123, Laws of Florida, Acts of 1925 being Sections 1871 and 1874 of the Compiled General Laws of Florida, 1927, relating to salt water fishing in the State of Florida.

House Bill No. 1435:

A bill to be entitled An Act canceling State and County tax certificate No. 9, dated January 7, 1929, and part of tax certificate No. 210, and part of tax certificate No. 232, both date September 3, 1928 and canceling certificates Nos. 230, 235, 243, 244, 245, 252, 282, 288, 290, 291 and 294, dated September 3, 1928, and canceling State and County tax certificates Nos. 55, 56, 57, 58, 60, 61, 62, 63, 65, 69, 72, 73, 74, 75, 77, 79, 94, 95, 96, 97, 99, 100, 101, 102, 104, 111, 112, 113, 114, 116, 118, 132, 133, 134, 135, 137, 138, 139, 140, 142, 146, 149, 150, 151, 152, 154, 156, 172, 173, 175, 177, 178, 179, 182, 185, 189, 193, 194, 195, 197, 201, 203. All of same being dated October 7, 1935, and all of said certificates being held by the State of Florida, for unpaid State and County taxes upon certain real estate situated in Citrus County, Florida, and now owned by the municipality of the Town of Crystal River, Florida, and in this Act described and canceling all State and County taxes assessed against said real property subsequent and prior to the issuance of said tax sale certificates including omitted taxes and exempting said real property from State and County taxes so long as the same is owned by the municipality of the town of Crystal River, Florida.

House Bill No. 1498:

A bill to be entitled An Act to prohibit and make it unlawful to operate or carry on a nudist colony in counties having a population of not less than 155,000, and not more than 165,000, according to the last State and Federal census; prohibiting the practice of nudists, and prescribing the penalties for the violation of this Act.

House Bill No. 1541:

A bill to be entitled An Act authorizing the City of Arcadia, Florida, to contribute to the payment of a portion of the premiums for group insurance covering city employees; providing that the amount of said contribution shall be determined by the City Council.

House Bill No. 1585:

A bill to be entitled An Act providing that there shall be no closed season for fishing with hook and line in the waters of Glades County, Florida.

House Bill No. 1581:

A bill to be entitled An Act providing that a certain portion of the funds hereafter to accrue to Pasco County, Florida, under the provisions of Chapter 14832, Acts of 1931, shall be used as security for and to liquidate a certain loan to be made to the Board of Public Instruction of said county.

House Bill No. 1609:

A bill to be entitled An Act to require the Comptroller of the State of Florida, when he makes the payment of two thousand dollars, to the several counties of the State of Florida, from the funds in the State Treasury to the credit of the State Racing Commission of the State of Florida, under the provisions of House Bill No. 938, or any other bill or law, to then, in all counties of the State of Florida having a population of not less than 12,973, and not more than 13,350, according to the State census of 1935, of Florida, and receiving funds or moneys under the provisions of Chapter 14,852, General Laws of Florida, Acts of 1931, to pay the said sum or sums to the Board of County Commissioners of said counties to be expended by them for such general county purposes as they may determine, in the exercise of their discretion, any local, special or general laws of the State of Florida, to the contrary notwithstanding.

House Bill No. 1610:

A bill to be entitled An Act to provide that candidates for Members of the Board of County Commissioners of Levy County, Florida, shall be nominated and elected by the voters of said county at large, and not by districts; to prescribe where they shall reside and providing for a referendum election.

House Bill No. 1615:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Levy County, Florida, to make a correct list of all those certain bonds and coupons issued July 1, 1925 by the Board of Public Instruction of Levy County, Florida, and known as county-wide school bonds that have been taken in payment of delinquent taxes by the Clerk of the Circuit Court of Levy County, Florida, under the terms of what is known as the Futch Law, and making it the duty of the Clerk of Circuit Court to make a complete and correct list of said bonds and coupons and have said list signed by the Superintendent of Public Instruction of Levy County, Florida, in duplicate, the Clerk of the Circuit Court retaining one and the Board of Public Instruction of Levy County, Florida, to take one, and prescribing the duties of the Board of Public Instruction of Levy County, Florida, in connection with said bonds and coupons when they receive the same.

House Bill No. 1623:

A bill to be entitled An Act providing for an open season on Doves, commonly known as Mourning Doves, in Franklin County, Florida.

House Bill No. 1726:

A bill to be entitled An Act to amend Sections 11, 37, 107, 161, 168, 169, 217, 218 of Chapter No. 10754, Laws of Florida, as passed in 1925 Regular Session of the Florida Legislature, and approved June 8, 1925, entitled: "An Act to abolish the present municipality of the City of Lakeland, Polk County, Florida, and to establish, organize and constitute a municipality to be known and designated as the City of Lakeland, Polk County, Florida, and to define its territorial boundaries and to provide for its jurisdiction, powers, and privileges and to authorize the said City of Lakeland, Polk County, Florida, to enforce ordinances of said city." Said amendment relating to certain powers and duties of the city officials of the City of Lakeland, Florida, and providing for the administration of certain affairs of the city referred to therein.

House Bill No. 1695:

A bill to be entitled An Act to cancel certain tax sale certificates held and owned by the State of Florida and which create a tax lien on certain lands in White Springs, Hamilton County, Florida, which said lands are now owned by the Board of Public Instruction for the County of Hamilton.

House Bill No. 1698:

A bill to be entitled An Act to cancel delinquent State and County taxes and to exempt from future State and County taxes Farms Two (2) and Three (3) in the Northeast Quarter (NE¼) of Section 31-30-16, in Pinellas County, Florida, the

same being the property of the Gulf Beach Sanitary District in Pinellas County, Florida.

House Bill No. 1702:

A bill to be entitled An Act cancelling and releasing all State of Florida, Broward County and Special District taxes and tax sale certificates owned by the State of Florida, County of Broward and other Special Taxing Districts on certain lands owned by the City of Hollywood, Florida.

House Bill No. 1704:

A bill to be entitled An Act affecting the government of the City of Hollywood, Florida, by empowering the City Commission to borrow money from the Reconstruction Finance Corporation, from the Public Works Administration or any other Governmental agencies, or bureau of the United States of America, or the State of Florida, or from any other corporation or persons for the purchase, acquisition, construction, improvement, building, repairing, leasing, establishment or operation incident to the carrying out of any power given the city by its charter of the Laws of the State of Florida or the United States; to accept grants of moneys, labor or material from such agencies or bureaus; to make, execute and issue promissory notes and mortgage deeds, bonds or any other evidence of indebtedness in connection with any such loans, and to pledge such municipal property and/or bonds of the city as may be required by the lender to secure any such loans.

House Bill No. 1713:

A bill to be entitled An Act providing for a fixed and inclusive filing fee to be paid to the Clerk of the Circuit Court of Broward County, Florida, as fees for all civil causes of action instituted in said Circuit Court of Broward County, Florida.

House Bill No. 1747:

A bill to be entitled An Act authorizing the Boards of County Commissioners of the several counties of the State of Florida, having a population of more than 180,000, according to the last preceding State of Federal census, to enter into legally binding agreements with the United States Government or with any department or agency thereof for the purpose of constructing, repairing or maintaining any public work or improvement located, or to be located, within their respective counties, and, in connection therewith, to obligate their respective counties for any expenditure now or hereafter authorized by law for county purposes, to be paid in whole or in part out of their respective current budgets or their budgets for any subsequent year or years, and providing that any such agreements so made shall have the force and effect of fixed appropriations for the year or years such sum or sums shall be payable.

House Bill No. 1718:

A bill to be entitled An Act amending Section 130 of Chapter 18816 of the Acts of the Legislature of the State of Florida, 1937, providing for the granting of franchises by the City Commission of the City of Port St. Joe, Florida, to persons, firms, or corporations for the establishment of maintenance of any public utilities through, in, upon or under any street, avenue and public thoroughfare of said city, and providing for the submission of the ordinance granting said franchise to a majority vote of the qualified electors of said city who are freeholders.

House Bill No. 1731:

A bill to be entitled An Act defining the time when registration books in counties having a population of not less than 180,000 inhabitants according to the last State census shall be kept open in the office of the supervisor of registration in addition to the times now provided by law and prescribing the duties of the registration officer therein.

House Bill No. 1766:

A bill to be entitled An Act to make illegal the possession in Seminole County, Florida, of certain fishing devices except when possessed within the bounds of one's own homestead; to provide for disposition of such devices on conviction for illegal possession; and to provide a penalty for violation of this Act.

House Bill No. 1771:

A bill to be entitled An Act authorizing the County Commissioners in any county having a population of more than 180,000 according to the last preceding State or Federal census, and maintaining, under the supervision and control of the County Commissioners, a hospital or home for the poor and

indigent, to levy each year, on all taxable property within such County, a tax not exceeding four mills on the dollar, in order to provide a special fund to be used, in addition to amounts appropriated out of the General Fund, for the maintenance, equipment, improvement and betterment of any such hospital or home and the care of the occupants of the home who shall be poor and indigent people of the county or dependent or delinquent children of said county, and for providing literary and industrial school training for the benefit of children maintained in such County's detention home.

House Bill No. 821:

A bill to be entitled An Act granting a pension to Nannie A. Tait of Dade City, Pasco County, Florida, widow of John Thomas Tait, deceased, Confederate Veteran.

House Bill No. 1304:

A bill to be entitled An Act authorizing and requiring the State Road Department to expend the proceeds of the second gas tax in which Gadsden County, Florida, participates, which has accrued or will accrue prior to July 1, 1939, for the purpose of constructing State roads within said county, in the order of preference as designated by the Board of County Commissioners of said county.

House Bill No. 1716:

A bill to be entitled An Act to designate and establish a certain State road in Broward County, Florida.

House Bill No. 1261:

A bill to be entitled An Act to abolish the Town of Longwood, a municipality in Seminole County, State of Florida and to abolish the municipal government in said Town; making provisions for the protection of the creditors, paying the debts and preserving the assets of the abolished Town of Longwood by creating a special taxing district in Seminole County to be known as the "Tax District of Longwood, Florida," and defining the territory included therein; creating a Board of Trustees of five members to be the governing board of said "Tax District of Longwood, Florida"; vesting the title of all assets and property of said Town of Longwood in the "Tax District of Longwood, Florida"; prescribing the powers and duties of said "Tax District of Longwood, Florida," and the Board of Trustees; providing for the assessment and collection of taxes; authorizing the Board of Trustees of the "Tax District of Longwood, Florida," to determine and levy and annual tax for the payment of the debts and obligations of said town and the creation of a sinking fund for the payment of all outstanding bonds and interest, and providing ways and means of the enforcement of said levy and collection thereof; prescribing the duties of the officers, agents and employees of the Town of Longwood prior to and at time of dissolution; providing for the creation of a non-taxing, cooperative association to receive the assets and property remaining at time of completion of liquidation, prescribing its duties, powers and methods of operation; providing for the termination of said taxing district and disposal of all remaining assets; providing for the preservation, operation and maintenance of the water plant and water works system; providing for a continuance of the electric light contract and lighting service thereunder and the use of the fire-fighting equipment; prescribing the name "Longwood"; providing that the Board of Trustees shall be appointed by the Governor of Florida, designating their terms of office and qualifications, methods of qualifying; declaring vacancies and generally prescribing the powers, and duties and method of doing business as said Board of Trustees; confirming the tax roll and levy for the year 1939; providing for and requiring the performance of certain duties by certain county officials; providing for holding a referendum election to determine whether this act shall become effective and operative; providing qualifications for persons entitled to participate and vote in said election; providing a date upon which said election shall be held, and notice thereof; providing for the appointment of a Clerk and Inspectors of election; providing for registration of persons who are qualified to vote in said election; prescribing the duties of the Clerk and Inspectors of elections; and officers of said election; and officers of said Town of Longwood relative to holding said election and making the same mandatory; providing for calling of election by mayor in event election herein provided should not be held or the same should not be legally held; prescribing the form of ballot to be used in said election; providing for payment of all expenses of said election; and providing when the Act shall become operative

and effective; and repealing all laws in conflict with the provisions of this Act.

House Bill No. 1815:

A bill to be entitled An Act rectifying, curing and legalizing any irregularities or omissions pertaining to the making and filing or recording of lists of tax certificates and/or lists of all lands sold by the City of Fort Pierce with the authorized City Agency and with the Clerk of the Circuit Court of St. Lucie County, Florida, for the year 1937, and all years prior thereto.

House Bill No. 1775:

A bill to be entitled An Act to remove from the boundaries of the West Unit of the Pahokee Drainage District in Palm Beach County the following described property, to-wit: Fractional Section Thirty-one (31), 272 acres, Township Forty-two (42) South, Range Thirty-seven (37) East, also described as Lot Four (4) and North One-half of North-east One-quarter, containing Ninety-five (95) acres, and Lots One (1), Two (2), Three (3), Five (5), and Six (6), and the Southeast One-quarter of Northeast One-quarter, containing One Hundred Seventy-seven (177) acres and to cancel all taxes and assessments heretofore levied or assessed against said property by the Pahokee Drainage District or the West Unit thereof for maintenance and cancel all tax sale certificates heretofore issued and now outstanding against said land, which tax sale certificates include taxes or assessments against said land assessed by the Pahokee Drainage District or the West Unit thereof for maintenance, and to re-issue new tax sale certificates for delinquent State and County taxes only and to relieve the said land from the payment of any and all taxes and assessments heretofore assessed by the Pahokee Drainage District or the West Unit thereof for maintenance and remove said land from the jurisdiction of the Pahokee Drainage District or the West Unit thereof.

House Bill No. 1796:

A bill to be entitled An Act for the relief of John P. Lovett, authorizing the Board of County Commissioners in and for Duval County, Florida, to pay to the said John P. Lovett, a sum not to exceed Five Thousand (\$5,000.00) Dollars, for injuries sustained by the said John P. Lovett in the performance and discharge of his duties as a county employee under the Board of County Commissioners in and for Duval County, Florida.

House Bill No. 1810:

A bill to be entitled An Act rectifying, ratifying, confirming, validating and legalizing the assessments, valuations of properties, levies of taxes, tax certificates and tax sales made by the City of Fort Pierce, St. Lucie County, Florida, for the year 1938 and all prior years and authorizing the collection of said taxes in the manner provided by law.

House Bill No. 1812:

A bill to be entitled An Act to amend Chapter 12746, Laws of Florida, Acts of the Legislature of 1927, as amended by Chapter 14053, Laws of Florida, Acts of the Legislature of 1929, the same being An Act entitled "An Act to abolish the present Municipal Government of the City of Fort Pierce in the County of St. Lucie, Florida, and to establish, organize and constitute a municipality to be known as the City of Fort Pierce and to define its territorial boundaries and to provide for its jurisdictional powers and privileges," by adding thereto a Section Numbered 6A authorizing said City to acquire, construct, lease, maintain and operate toll and free bridges and to issue revenue certificates and to secure the payment thereof and by adding thereto a Section Numbered 6B authorizing the said City to acquire, construct, lease, maintain and operate a trailer park and the necessary appurtenances thereto.

House Bill No. 1814:

A bill to be entitled An Act authorizing the City of Fort Pierce, St. Lucie County, Florida, to lease to the State Road Department of the State of Florida, bridges, causeways, approaches and the necessary appurtenances thereto and authorizing the State Road Department of the State of Florida to lease from the City of Fort Pierce, St. Lucie County, Florida, bridges, causeways, approaches and the necessary appurtenances thereto.

House Bill No. 1746:

A bill to be entitled An Act authorizing the establishment by any County of the State, having a population of more than 180,000 according to the last preceding State or Federal census, of a public park and recreation system and the acquisition, control and operation of properties in connection therewith; authorizing such Counties to conduct recreational activities and conferring powers essential to the accomplishment of the foregoing purposes; authorizing the collection of fees for use of such facilities and the granting of concessions; and authorizing the adoption and maintenance of rules and regulations for the control of the said properties and the said facilities and the roads and parkways therein, including the right to regulate the use and speed of vehicles on such roads and parkways; providing penalties for violation of such rules and regulations; authorizing cooperation between such Counties and municipalities in such projects and declaring the provisions of this Act to be for a public County purpose.

House Bill No. 1765:

A bill to be entitled An Act to create, establish, and promote a Special Tax District in Franklin County, Florida, to be known as Carrabelle Port District; to define its territorial boundaries; to provide for its governmental administration, jurisdiction, powers, franchises and privileges; to provide for five commissioners who shall constitute the governing authority of said Port District, to incorporate the said Port District and authorize its use of a corporate seal, to and give it the authority to sue and be sued; to provide the said port authority with power to issue bonds and other obligations and to create indebtedness and repay the same; to authorize and empower the said port authority to levy special taxes within said district for the purpose of carrying out the purposes of this Act, and to cause said taxes to be collected in the same manner as other State and County taxes are collected; and generally giving said Carrabelle Port Authority full power to carry out all of the purposes of this Act, and repealing conflicting laws.

House Bill No. 1530:

A bill to be entitled An Act canceling the taxes of the State of Florida, County of Hillsborough, and City of Tampa, for the years 1938, and 1939, inclusive, against Lot 9 of Central Court Subdivision, Hillsborough County, Florida, according to the plat thereof recorded in the Public Records of Hillsborough County, Florida, which real property is owned by the Service League of the House of Prayer Church of Tampa, Florida, a religious and benevolent organization, and repealing all laws and parts of laws in conflict with this Act.

House Bill No. 1817:

A bill to be entitled An Act amending Chapter 15982 of the General Laws of Florida, Acts of 1933, as amended by Chapter 17858 of the General Laws of Florida, Acts of 1937, fixing the compensation of County Solicitor of the Criminal Court of Record in all counties within the State of Florida having a population of not less than seventy thousand (70,000) nor more than one hundred thousand (100,000) at the last preceding State or Federal census; creating the office of Assistant County Solicitor of the Criminal Court of Record in all such counties; providing for the appointment and compensation of such Assistant County Solicitor therein.

House Bill No. 1772:

A bill to be entitled An Act to authorize the City of Eau Gallie, Brevard County, Florida, to provide and prescribe zoning regulations affecting said city.

House Bill No. 1764:

A bill to be entitled An Act to provide for the distribution and use of funds known as Race Track funds between the Board of County Commissioners of Franklin County, Florida, and the County Board of Public Instruction of Franklin County, Florida, for the support and maintenance of a Health Unit within said county and for other county purposes and school purposes; providing that such money shall be used and expended by such boards in such manner as to reduce the amount of ad valorem taxes necessary to be levied; providing for a referendum election to determine whether this Act shall become effective, and repealing existing laws.

House Bill No. 1777:

A bill to be entitled An Act to provide for the disposition of all funds that may be received by Liberty County, State

of Florida, from Race Track funds under the provision of Chapter 14832, Laws of Florida, Acts of 1931, and any Acts amendatory thereof or supplementary thereto, or any other Race Track Acts.

House Bill No. 1618:

A bill to be entitled An Act to create and establish a new municipality to be known as the City of Canaveral, in Brevard County, Florida, and to fix the boundaries and provide for the government, powers and privileges of the said city, means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

The Bills and Joint Resolution contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred.

House Bill No. 1974:

A bill to be entitled An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia and State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the City Commission.

House Bill No. 1825:

A bill to be entitled An Act fixing the salary of the Judge of the Juvenile Court of Orange County, Florida, for the year ending August 17, 1939, and subsequent years, and validating and confirming salary theretofore paid under former statutes.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 1067:

A bill to be entitled An Act to amend Section 6 of the Charter of the City of Fernandina, County of Nassau, State of Florida, the same being Chapter 8949, Laws of Florida, Special Acts of 1921, entitled, "An Act to abolish the present municipal government of the City of Fernandina, in the County of Nassau, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Fernandina and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges"; as amended by Chapter 18523, Laws of Florida, Special Acts of 1937.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

And Senate Bill No. 1067, contained in the above report, was referred to the Committee on Enrolled Bills.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 457:

A bill to be entitled An Act to amend Chapter 12419, Acts of the Legislature of 1927, being a bill entitled: "An Act regulating the operation and maintenance of tourist camps; giving the owners and keepers thereof liens in certain cases; and prescribing the manner in which the same may be enforced; empowering the State Board of Health to issue permits to operate such camps, and power to revoke the same; to make rules and regulations relating to the operation of such camps; and prescribing penalties in certain cases."

Have carefully examined same, and find same correctly engrossed, and return same herewith.

And Senate Bill No. 457, contained in the above report, was referred to the Committee on Enrolled Bills.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 1072:

A bill to be entitled An Act to amend Section 1 of Chapter 16630, Special Acts of 1933, as amended by Chapter 18808, Acts of 1937 entitled: "An Act providing for the apportionment by the Board of Public Instruction of Polk County, Florida, of the moneys accruing to the County School Fund of said county from county sources among the Special Tax School Districts of said county and to provide for the creation of an emergency fund of \$10,000.00 to be used for any lawful public school purpose as the Board of Public Instruction of Polk County, Florida, shall deem necessary," and to provide for the creation of non-district schools and/or vocational schools.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

And Senate Bill No. 1072, contained in the above report, was referred to the Committee on Enrolled Bills.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 692:

A bill to be entitled An Act for the relief of John Johnson of Escambia County, Florida.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

And Senate Bill No. 692, contained in the above report, was referred to Committee on Enrolled Bills.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 1065:

A bill to be entitled An Act to authorize the City of Fernandina in Nassau County, Florida, to make a provision for the collection of reasonable charges from the users of certain services or facilities operated by said City of Fernandina.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

And Senate Bill No. 1065, contained in the above report, was referred to the Committee on Enrolled Bills.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Senate Bill No. 1084:

A bill to be entitled An Act providing for the employment of three assistant county solicitors and two stenographers for the County Solicitor of the Criminal Court of Record, and to provide for the purchase of supplies and payment of expenses for such County Solicitor, and fixing the compensation of such Assistant County Solicitors and stenographers, in Counties of the State of Florida having a population of not less than 150,000 nor more than 170,000 according to the last preceding State or Federal census; placing additional duties upon the office of County Solicitor; and repealing Chapter